



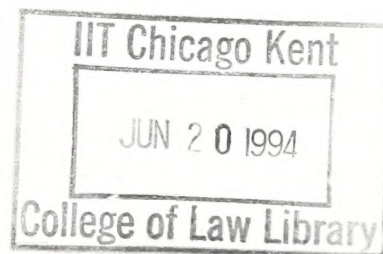
1994

Illinois Register

Rules of Governmental Agencies

Volume 18, Issue 24— June 17, 1994

Pages 8765-8971



Index Department
Administrative Code Div.
111 East Monroe Street
Springfield, IL 62756
(217) 782-7017



Printed on recycled paper

published by
George H. Ryan
Secretary of State

TABLE OF CONTENTS

PROPOSED RULES

CHILDREN AND FAMILY SERVICES, DEPARTMENT OF

Administration of Psychotropic Medications to Children for Whom the Department of Children & Family Services is Legally Responsible; 89 Ill. Adm. Code 325	8765
Audits, Reviews, & Investigations; 89 Ill. Adm. Code 434	8777
Background Check of Foster Family Home Applicants; 89 Ill. Adm. Code 380, Repeal of	8779
Background Inquiry for Purchase of Service Providers; 89 Ill. Adm. Code 358, Repeal of	8786

JOINT COMMITTEE ON ADMINISTRATIVE RULES

Distribution of Database Information; 1 Ill. Adm. Code 255	8792
--	------

MENTAL HEALTH AND DEVELOPMENTAL DISABILITIES, DEPARTMENT OF

Standards & Requirements for Pre-Admission Screening & Participating Mental Health Centers; 59 Ill. Adm. Code 258	8795
--	------

PUBLIC HEALTH, DEPARTMENT OF

AIDS Confidentiality & Testing Code; 77 Ill. Adm. Code 697	8840
Control of Sexually Transmissible Diseases Code; 77 Ill. Adm. Code 693	8850
Health Facilities Planning Procedural Rules; 77 Ill. Adm. Code 1130	8861

PUBLIC HEALTH, DEPARTMENT OF/HEALTH FACILITIES PLANNING BOARD

Health Facilities Planning Procedural Rules; 77 Ill. Adm. Code 1130	8867
--	------

TEACHERS' RETIREMENT SYSTEM, ILLINOIS

Administration & Operation of the Teachers' Retirement System, The; 80 Ill. Adm. Code 1650	8904
---	------

ADOPTED RULES

COMMUNITY COLLEGE BOARD, ILLINOIS

Administration of the Ill. Public Community College Act; 23 Ill. Adm. Code 1501	8906
--	------

PUBLIC AID, DEPARTMENT OF

Food Stamps; 89 Ill. Adm. Code 121	8921
Rights & Responsibilities; 89 Ill. Adm. Code 102	8938

EMERGENCY RULES

CHILDREN AND FAMILY SERVICES, DEPARTMENT OF

Audits, Reviews, & Investigations; 89 Ill. Adm. Code 434 8944

TEACHERS' RETIREMENT SYSTEM, ILLINOIS

Administration & Operation of the Teachers' Retirement System, The;
80 Ill. Adm. Code 1650 8949

NOTICE OF REQUEST FOR EXPEDITED CORRECTIONS

EDUCATION, STATE BOARD OF

Sprinkler Systems; 23 Ill. Adm. Code 170 8955

NUCLEAR SAFETY, DEPARTMENT OF

Radiation Safety Requirements for Industrial Radiographic Operations;
32 Ill. Adm. Code 350 8956

REGULATORY FLEXIBILITY IMPACT ANALYSIS

COMMERCE AND COMMUNITY AFFAIRS, DEPARTMENT OF

COMPTROLLER, OFFICE OF THE

Ill. Funeral or Burial Bond Act;
38 Ill. Adm. Code 610 8957

HOUSING DEVELOPMENT AUTHORITY, ILLINOIS

Homeowner Mortgage Revenue Bond Program;
47 Ill. Adm. Code 260 8958

PROFESSIONAL REGULATION, DEPARTMENT OF

Professional Counselor & Clinical Professional Counselor Licensing Act;
68 Ill. Adm. Code 1375 8959

JOINT COMMITTEE ON ADMINISTRATIVE RULES

Second Notices Received 8960

EXECUTIVE ORDERS AND PROCLAMATIONS

PROCLAMATIONS

94-283 Bengali Week 8962
94-284 Fraternal Week 8962
94-285 Jewish Folk Arts Festival Day 8963
94-286 Otis Wilson Celebrity Golf Classic Day 8963
94-287 Dr. William Attea Day 8964
94-288 Springfield Area Arts Council Month 8964
94-289 Amateur Radio Week 8965
94-290 Men's Health Week 8965
94-291 Reflex Sympathetic Dystrophy Syndrome Week 8966

PROCLAMATIONS (CONT'D)

94-292	Westside Health Partnership Unity Days	8966
94-293	Woman's Club of Springfield Day	8967
94-294	Amnesty International Days	8967
94-295	Bruckner Guest House Day	8968
94-296	Celebrate 20 Years Of WIC Month	8969
94-297	Challenge of Champions Day	8969
94-298	Marine Corps League And Auxiliary Week	8970
94-299	Ross Gardiner Day	8971

CUMULATIVE INDEX

1994 Index - Issue #24	CI-1
------------------------	------

SECTIONS AFFECTED INDEX

1994 Index - Issue #24	SAI-1
------------------------	-------

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE OF PROPOSED RULES

- 1) Heading of Part: Administration of Psychotropic Medications to Children for Whom the Department of Children and Family Services is Legally Responsible

2) Code Citation: 89 Ill. Adm. Code 325

3) Section Numbers: Proposed Action:

325.10	New Section
325.20	New Section
325.30	New Section
325.40	New Section
325.50	New Section
325.60	New Section
325.70	New Section

- 4) Statutory Authority: Implementing and authorized by the Children and Family Services Act (Ill. Rev. Stat. 1991, ch. 23, par. 5001 et seq.) [20 ILCS 505/1].

- 5) A Complete Description of the Subjects and Issues Involved: On June 29, 1988, a class of plaintiffs consisting of children, ages two through 17 years of age, who were removed from their homes and placed in the custody of the Illinois Department of Children and Family Services filed a lawsuit against the Department of Children and Family Services. The suit, now titled B.H. vs. Ryder, alleges that children are repeatedly subjected by DCFS to serious damage to their mental health, development and physical well-being. The plaintiffs also alleged that DCFS failed to provide these children with adequate medical and mental health care, education, shelter, clothing and food. The plaintiffs asserted that these actions by the Department violated their rights under the Fourteenth Amendment of the United States Constitution and under the Adoption Assistance and Child Welfare Act of 1980.

An intense period of reporting and discovery followed filing of the suit. On the basis of these reports and the extensive discovery in the matter of B.H. vs. Ryder, the parties engaged in settlement negotiations in an effort to avoid the burden, costs and inherent risks of further litigation. Plaintiffs and the Department have determined that it is in the best interests of the certified class and in the best interest of the public to settle this action via a consent decree.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE OF PROPOSED RULES

On December 20, 1991, the Department of Children and Family Services entered into a consent decree with the plaintiff class of children represented by the American Civil Liberties Union. This settlement outlined a detailed reform process that was to be implemented over a several year period. The extent of the reform process is too broad and varied to be fully explained in this Notice. In several areas, however, rather than specifying in the Consent Decree the reforms that were to be enacted by the Department, the plaintiffs and defendant agreed to the creation of panel of experts which would review important areas of policy and procedures and recommend changes. One such reform panel is identified in Paragraph 65 (b) of the Consent Decree.

Paragraph 65 (b) of the B.H. vs. Ryder consent decree requires the Department to convene a reform panel to review and make recommendations regarding its policies and procedures concerning (i) the use of restraint and seclusion on children in care, and (ii) the use of behavior-controlling drugs including a prohibition on the use of such medication for the punishment of children, the convenience of caretakers or as a substitute for programming for children's needs.

A reform panel of experts was convened to deal with these topics and met for over a year reviewing and discussing these two areas. The attached rules are the recommendations of the reform panel with regard to the use of behavior-controlling drugs on children in care.

- 6) Will these proposed new rules replace an emergency rule currently in effect? No.
- 7) Does this rulemaking contain an automatic repeal date? No.
- 8) Do these proposed new rules contain incorporations by reference? No.
- 9) Are there any amendments pending on this Part? No.
- 10) Statement of Statewide Policy Objectives: These new rules will have no impact on local units of government.

- 11) Time, Place, and Manner in which interested persons may comment on these proposed new rules:

Comments on these proposed new rules may be submitted in writing for a period of 45 days following publication of this notice. Comments should be submitted to:

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE OF PROPOSED RULES

Jacqueline Nottingham, Chief
Office of Rules and Procedures
Department of Children and Family Services
406 East Monroe Street, Station # 222
Springfield, Illinois 62701-1498

Phone: (217) 524-1983
TDD: (217) 524-3715

Persons who need translation or interpretation services to enable their commentary should request assistance by contacting the Office of Rules and Procedures.

12) Initial Regulatory Flexibility Analysis:

A) Date rule was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs:

B) Types of small businesses affected: Child welfare agencies, child care institutions, and group homes.

C) Reporting, bookkeeping or other procedures required for compliance:
This rule makes changes to the process by which agencies, institutions, and child care providers obtain the Guardianship Administrator's approval for the administration of psychotropic medications. Simple clerical skills are needed to comply with the requirements of this rule.

D) Types of professional skills necessary for compliance: None.

The full text of the proposed new rules begins on the next page:

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE OF PROPOSED RULES

TITLE 89: SOCIAL SERVICES
CHAPTER III: DEPARTMENT OF CHILDREN AND FAMILY SERVICES
SUBCHAPTER b: PROGRAM AND TECHNICAL SUPPORT

PART 325: ADMINISTRATION OF PSYCHOTROPIC MEDICATIONS
TO CHILDREN FOR WHOM THE DEPARTMENT OF CHILDREN AND FAMILY SERVICES
IS LEGALLY RESPONSIBLE

Section	Purpose
325.10	Definitions
325.20	General Provisions
325.30	Medication Approval Standards
325.40	Children in Residential Facilities
325.50	Children in Foster Care
325.60	Miscellaneous Provisions
325.70	

AUTHORITY NOTE: Implementing the Children and Family Services Act (Ill. Rev. Stat. 1991, ch. 23, par. 5005 et seq.) [20 ILCS 505/5], the Juvenile Court Act of 1987 (Ill. Rev. Stat. 1991, ch. 37, par. 801-1 et seq.) [705 ILCS 405/1-1], and the Mental Health and Developmental Disabilities Code (Ill. Rev. Stat. 1991, ch. 91 1/2, par. 1-100 et seq.) [405 ILCS 5/1-100].

SOURCE NOTE: Adopted at 18 Ill. Reg. _____, effective _____.

Section 325.10 Purpose

The following standards and procedures shall govern the administration of psychotropic medications to persons under the guardianship of the Department pursuant to court order or for whom the Department has custody and has, by court order or via an adoptive surrender, been authorized to consent to major medical procedures. It is the purpose of this rule to create a system which promptly identifies the needs of children for psychotropic medication and provides timely access to such medication, while recognizing the risks that such medications pose, particularly if they are not prescribed and monitored with care. Psychotropic medication must not be used simply for the convenience of staff members, to punish children, or as a substitute for adequate staffing and programming.

Section 325.20 Definitions

"Authorized Agent" means Department staff who have been appointed and authorized by the Director to officially act in the place of the Guardianship

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE OF PROPOSED RULES

Administrator to authorize and consent to matters concerning children for whom the Department has legal responsibility.

"Chemical Restraint" means the use of behavior altering drugs to punish a child, for the convenience of caretakers or as a substitute for adequate ongoing programming for the child's needs.

"Children for whom the Department is legally responsible" means children for whom the Department has temporary protective custody as authorized by the Abused and Neglected Child Reporting Act, children for whom the Department has been appointed legal custodian or guardian by order of a Juvenile Court, children whose parent(s) have signed an adoptive surrender, or children for whom the Department has temporary custody via a voluntary placement agreement.

"Department" means the Illinois Department of Children and Family Services.

"Emergency" means circumstances exist in which a child for whom the Department is legally responsible poses a threat of imminent serious harm to himself or others.

"Pharmacological Review Committee" means a committee appointed by the Department which is comprised of at least three Board certified psychiatrists who specialize in the treatment of children and adolescents. This Committee shall have certain powers and duties as prescribed in this Part.

"Psychotropic medication" means medication whose use for antipsychotic, antidepressant, antimanic, antianxiety, behavioral modification or behavioral management purposes is listed in *AMA Drug Evaluations, latest edition, or Physician's Desk Reference, latest edition or which are administered for any of these purposes.* (Ill. Rev. Stat. 1991, ch. 91 1/2, par. 1-121.1) [405 ILCS 5/1-121.1]

"Residential facility" means any facility in which one or more children for whom the Department of Children and Family Services is legally responsible are housed, whether or not that facility is located within the State of Illinois, including but not limited to group homes, child care institutions, inpatient mental health facilities, including those operated by the Illinois Department of Mental Health and Developmental Disabilities, and facilities operated by the Illinois Department of Corrections.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE OF PROPOSED RULES

Section 325.30 General Provisions

- a) The administration of psychotropic medication to children for whom the Department is legally responsible as a chemical restraint is prohibited.
- b) Except in an emergency, and subject to (a) above, psychotropic medication shall never be administered to children for whom the Department is legally responsible without the prior approval of an authorized agent as set forth in this Part.
- c) The Department shall establish a Pharmacological Review Committee which shall develop and publish a Pharmacy and Therapeutic Manual. The manual shall list all psychotropic medications which are approved by the committee for use with children for whom the Department is legally responsible and shall list all acceptable psychotropic medications, their purposes, the acceptable range of dosages, contraindications and time limits, if any. The committee shall also review the Pharmacy and Therapeutic Manual on at least an annual basis and make recommendations for change, as necessary.
- d) The Pharmacy and Therapeutic Manual and any revisions to it shall be provided to all authorized agents and to all residential facilities in which children for whom the Department is legally responsible reside.
- e) Authorized agents shall be provided with regular periodic training in the use of the manual. The Department shall appoint, subject to the review of the Pharmacological Review Committee, a person or persons who will provide training to authorized agents on the use of the manual. The training shall include:
 - 1) initial training before the authorized agent assumes the responsibilities of the position. This training shall include an explanation of the purpose of the manual, how to use the manual, the discretion left to the authorized agent, and the procedure for approval or denial of the psychotropic medication;
 - 2) the authorized agent's supervisor shall review the authorized agent's use of the manual within 30 days after the start of the authorized agent's use of the manual; and
 - 3) regular periodic follow-up reviews every 90 days thereafter and before any revisions to the manual take effect.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE OF PROPOSED RULES

- f) The Department shall employ or contract with one or more psychiatric consultants. Authorized agents shall consult with the psychiatric consultant employed or contracted by the Department as provided in Section 325.50, Medication Approval Standards.
- g) The Department shall provide the Pharmacological Review Committee with data regarding the administration of psychotropic medication to children government by this Part including, where applicable, data from foster parent licensure reviews and administrative case reviews. The Committee shall review such data at least annually to determine whether psychotropic medication is being administered appropriately and in compliance with these rules. The Committee shall determine whether additional or different data shall be collected and whether this Part should be modified to achieve the goals set forth above.

Section 325.40 Medication Approval Standards

- a) Authorized agents may, in their discretion, approve the administration of any psychotropic medication whose use and dosage is listed in the Pharmacy and Therapeutic Manual, provided that children for whom the Department is legally responsible are not taking any other medications and subject to the provision of Section 325.30 (a). The administration of any psychotropic medication which does not meet the above criteria may only be approved following consultation with the Department's psychiatric consultant.
- b) Additionally, whenever the authorized agent is advised that a child for whom the Department is legally responsible objects to the administration of psychotropic medication, the authorized agent must consult with the psychiatric consultant employed or contracted by the Department prior to approving the medication. Authorized agents shall assess the basis for the child's objection to the psychotropic medication. This assessment may include asking the child's caseworker to interview the child to determine the basis for his/her objection.
- c) Every authorization for the administration of psychotropic medication shall be limited in time. Under no circumstance may psychotropic medication be authorized for a period exceeding 180 days. At the expiration of the period set forth in the authorization, psychotropic medication may be reauthorized pursuant to the standards and procedures contained in this Part.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE OF PROPOSED RULES

- d) Whenever a physician recommends the administration of psychotropic medication to a child for whom the Department is legally responsible, the child shall be advised of the purposes and effects of the medication and of the potential side effects of the medication to the extent that such advice is consistent with the nature and frequency of the side effects and the child's ability to understand the information communicated. The child shall also be provided written information concerning the medication and its side effects, unless it has been determined that such information could not be understood by the child. This written information shall be provided in the child's primary language. Nothing in this section shall be deemed to create any liability on the part of the physician or the residential facility based upon the failure to provide the child with complete and accurate information. However, the Department may continue to use its existing powers to enforce this section.
- e) Authorized agents retain the authority to deny consent to the administration of psychotropic medications whether or not they are among those listed in the Pharmacy and Therapeutic Manual or whether they have been approved by the psychiatric consultant. Authorized agents may only deny consent to the administration of psychotropic medication after consulting both the prescribing physician and the psychiatric consultant. The Pharmacy and Therapeutic Manual shall contain a statement setting forth this rule. In the event of a denial of a medication request, the specific reasons for the denial shall be set forth on the Psychotropic Medication Approval form provided for in Section 325.50 (a) below.
- f) Authorized agents must render their oral approval or denial of psychotropic medication within 24 hours from the time they receive the request for approval, and shall confirm their approval in writing within two working days, unless the reason for the delay is the unavailability of the prescribing physician to consult with the authorized agent.

Section 325.50 Children in Residential Facilities

- a) The Department shall create and distribute a Psychotropic Medication Approval form. Copies of the form shall be distributed to all facilities in which wards of the Department reside and to all authorized agents. That form shall include the following information:
- 1) the child's name, age, weight, and diagnosis;
 - 2) the medication to be administered;
 - 3) the dosage and frequency of the medication;

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE OF PROPOSED RULES

- 4) the duration, which in no event shall exceed 180 days;
- 5) target symptom(s) and behavior;
- 6) other medication the child is receiving;
- 7) the potential side effects of the medication which are of greatest concern;
- 8) the name of the prescribing physician;
- 9) in the case of children who are 14 years of age or older, whether the ward objects to the administration of the medication.

b) Residential facilities which provide care to children for whom the Department is legally responsible shall be advised by the Department that, whenever they seek approval of an authorized agent for the administration of a psychotropic medication, they will be asked the questions on the Psychotropic Medication Approval form. The residential facility shall complete a copy of the approval form which is to be kept in the child's medical record at the facility. Whenever approval is granted by an authorized agent, the agent shall complete two copies of the form, retain one copy for the child's case record and forward a copy to the Guardianship Administrator.

c) Prior consent from an authorized agent is not required when an emergency exists as defined in this Part. However, the authorized agent shall be notified in writing of the administration of medication within one week of its initial administration. The Department shall provide each residential facility with Emergency Psychotropic Medication forms to be used by the facility in reporting to the authorized agent the administration of emergency medication. This form shall be completed by either a registered nurse or a physician who has examined the child and shall contain the information set forth in Section 325.50 (a) above. Additionally, the form shall require a brief explanation of the nature and circumstances of the emergency. A copy of this form shall be placed in the child's medical file at the residential facility and a copy shall be forwarded to the Guardianship Administrator and the authorized agent for the child. Emergency medication may not continue for more than 48 hours, excluding Saturdays, Sundays and holidays. The administration of psychotropic medication beyond this period may only occur if approved by an authorized agent as provided for in this Part.

d) The administration of psychotropic medication shall be monitored as follows:

- 1) The director of each residential facility, or his designee, shall conduct a monthly review of all psychotropic medications and record that

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE OF PROPOSED RULES

review in writing. This record shall be reviewed during the on-site inspections required by this Part.

- 2) The Guardianship Administrator's office shall collate all Emergency Psychotropic Medication forms and all Psychotropic Medication Approval forms in binders divided according to residential facility. The Guardianship Administrator's office shall review these binders monthly. The psychiatric consultant shall also review these binders every 90 days.

- 3) The Department shall conduct unannounced on-site reviews annually to assure that the approval forms reflect the actual practice in the facility and that the facility is in compliance with this Part. Such reviews shall include an investigation into whether the Emergency Psychotropic Medication Request forms and the Psychotropic Medication Request Forms accurately reflect those minors who have objected to the administration of medication.

- e) The Department shall provide training for personnel employed by residential facilities concerning the content of this rule and the procedures through which psychotropic medication may be authorized.

Section 325.60 Children in Foster Care

- a) The Department shall provide training for all foster parents (including but not limited to relative family homes, foster homes supervised directly by the Department as well as homes supervised by private agencies) concerning the procedures for approving psychotropic medication and the need for and use of psychotropic medications. This training shall include training in the those circumstances in which the child may self-medicate, where appropriate.

- b) Except in an emergency, no psychotropic medication shall be administered to any child for whom the Department is legally responsible who reside in foster care unless the physician who is prescribing the medication has obtained prior approval for such medication from an authorized agent.

- c) The Health Passport, which is issued by the Department to all children for whom it is legally responsible, shall contain a statement that, except in an emergency, no psychotropic medication may be administered to any such child without the approval of an authorized agent.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE OF PROPOSED RULES

d) Authorized agents shall use the same standards, forms and procedures for approving psychotropic medication for children in foster care as are set forth above in Section 325.50.

e) The foster parent must inform the prescribing physician that:

- 1) the child is in foster care;
- 2) the consent of an authorized agent is required before psychotropic medication may be administered to the child; and
- 3) psychotropic medication may only be administered pursuant to this Part.

f) Any reapplication for licensure of a foster care home shall include a determination whether psychotropic medication has been administered during the previous licensure period, whether the foster home has complied with this Part in administering the medication, and whether the Emergency Psychotropic Medication Forms and the Psychotropic Medication Approval forms are being utilized in compliance with this Part. This information shall be recorded in the licensing record.

Section 325.70 Miscellaneous Provisions

- a) The Psychotropic Medication Approval form specified in Section 325.50 (a) shall be attached as an exhibit to the Client Service Plan form for each psychotropic medication which is being administered.
- b) For the purposes of dispositional orders from Cook County and other courts to determine custody and guardianship of wards of the court, "major medical" treatment includes the administration of psychotropic medication. When a child has a neurological or psychiatric condition for which the administration of psychotropic medications is likely, the Department shall request the power to consent to major medical care including specifically the administration of psychotropic medication.
- c) Minors who have been declared emancipated for the purposes of consent to medical treatment by any court shall have the qualified right to refuse psychotropic medication as provided for adults in the Mental Health and Developmental Disabilities Code (Ill. Rev. Stat. 1991, ch. 91 1/2, par. 2-107.1) [405 ILCS 5/2-107 and 2-107.1].

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE OF PROPOSED RULES

d) Children for whom the Department is legally responsible who have reached the age of 18 shall have the qualified right to refuse psychotropic medication as provided for adults in the Mental Health and Developmental Disabilities Code (Ill. Rev. Stat. 1991, ch. 91 1/2, par. 107 and 107.1) [405 ILCS 5/2-107 and 2-107.1].

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of Part: Audits, Reviews, and Investigations
- 2) Code Citation: 89 Ill. Adm. Code 434
- 3) Section Number:
434.7
Proposed Action:
Amend
- 4) Statutory Authority: Implementing and authorized by Section 4 of the Children and Family Services Act (Ill. Rev. Stat. 1991, ch. 23, par. 5004) [20 ILCS 505/4] and the Internal Auditing Act (Ill. Rev. Stat. 1991, ch. 15, pars. 1000 et seq.) [30 ILCS 10/1001]
- 5) A Complete Description of the Subjects and Issues Involved: The Department adopted amendments to Section 434.7, Certified Audits, Cost Reports, and Desk Reviews, effective May 1, 1994 which specified a retroactive effective date for the recapture of excess revenues. This date was in error and is being corrected by these proposed amendments.
- 6) Will these proposed amendments replace an emergency rule currently in effect? No.
- 7) Does this rulemaking contain an automatic repeal date: No.
- 8) Do these proposed amendments contain incorporations by reference: No.
- 9) Are there any amendments pending on this Part? No.
- 10) Statement of Statewide Policy Objectives: These rules do not create or expand a state mandate as defined in Section 3 (b) of the State Mandates Act (Ill. Rev. Stat. 1991, ch. 85, par. 2203) [30 ILCS 805/3].
- 11) Time, Place, and Manner in which interested persons may comment on these proposed amendments:

Comments on these proposed amendments may be submitted in writing for a period of 45 days following publication of this notice. Comments should be submitted to:

Jacqueline Nottingham, Chief
Office of Rules and Procedures
Department of Children and Family Services
406 East Monroe Street, Station # 222
Springfield, Illinois 62701-1498

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE OF PROPOSED AMENDMENTS

Persons who need translation or interpretation services to enable their commentary should request assistance by contacting the Office of Rules and Procedures. Small businesses should identify themselves as such.

- 12) Initial Regulatory Flexibility Analysis:
 - A) Date rule was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs:
 - B) Types of small businesses affected: Providers who contract with the Department of Children and Family Services and whose costs are not established by audited costs.
 - C) Reporting, bookkeeping, or other procedures required for compliance: The entity must keep records of revenues and costs for specified contract types.
 - D) Types of professional skills necessary for compliance: Basic bookkeeping.
- The full text of the proposed amendments is identical to the text of the emergency amendment appearing on page 8944.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE OF PROPOSED REPEALER

1) Heading of Part:

Background Check of Foster Family Home Applicants

2) Code Citation:

89 Ill. Adm. Code 380

3) Section Numbers:Proposed Action:

Repeal
 380.1
 Repeal
 380.2
 Repeal
 380.3
 Repeal
 380.4
 Repeal
 380.5
 Repeal
 380.6
 Repeal
 380.7
 Repeal
 380.8
 Repeal
 380.9
 Repeal
 380.10
 Repeal
 380.11
 Repeal
 380.12
 Repeal
 380.13
 Repeal
 380.14

4) Statutory Authority:

Section 4 of the Child Care Act of 1969 (Ill. Rev. Stat. 1991, ch. 23, par. 2214) [225 ILCS 10/4]

5)

A Complete Description of the Subjects and Issues Involved: Part 380, Background Check of Foster Family Home Applicants, was enacted to require criminal history background checks of persons interested in providing foster care. These criminal history background check requirements are being incorporated in amendments to Part 385, Background Checks. Therefore, these rules are being repealed.

6) Will this proposed repealer replace an emergency rule currently in effect? No.7) Does this rulemaking contain an automatic repeal date: Yes ☒ No ☐8) Does this proposed repealer contain incorporations by reference? No.9) Are there any other amendments pending on this Part? No.10) Statement of Statewide Policy Objectives: This rulemaking does not create or expand the state mandate as defined in Section (b) of the State Mandates

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE OF PROPOSED REPEALER

Act (Ill. Rev. Stat. 1991, ch. 85, par. 2203) [30 ILCS 805/3].

11) Time, Place, and Manner in which interested persons may comment on this proposed repealer:

Comments on this proposed repealer may be submitted in writing for a period of 45 days following publication of this notice. Comments should be submitted to:

Jacqueline Nottingham, Chief
 Office of Rules and Procedures
 Department of Children and Family Services
 406 East Monroe St., Station #222
 Springfield, Illinois 62701-1498

Phone: (217) 524-1983 TDD: (217) 524-3715

The Department will consider fully all written comments on this proposed repealer submitted during the 45-day comment period. Comments submitted by small businesses should be identified as such. Persons who need translation or interpretation services to enable their commentary should request assistance by contacting the Office of Rules and Procedures.

12) Initial Regulatory Flexibility Analysis:

This proposed repealer will not have an impact on small businesses.

The full text of the Proposed Repealer begins on the next page.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE OF PROPOSED REPEALER

TITLE 89: SOCIAL SERVICES
CHAPTER III: DEPARTMENT OF CHILDREN AND FAMILY SERVICES
SUBCHAPTER d: LICENSING ADMINISTRATION

PART 380
BACKGROUND CHECK OF FOSTER FAMILY HOME APPLICANTS (REPEAL)

- Section 380.1 Purpose
- 380.2 Definitions
- 380.3 Authorization for Criminal History Check
- 380.4 Fingerprinting of Applicants
- 380.5 Notice to Foster Family Home Applicant
- 380.6 Confidentiality of Information Received
- 380.7 Standard of Review Concerning Criminal History
- 380.8 Suspension of Application When Criminal Charges Are Pending
- 380.9 Denial of or Refusal to Renew a License
- 380.10 Applicant Appeal of Denial of or Refusal to Renew a License
- 380.11 Destruction of Criminal History Information
- 380.12 Return to Applicant of Materials Provided
- 380.13 Applicant Request for Information Obtained
- 380.14 Check With State Central Register

AUTHORITY: Implementing and authorized by Section 4 of the Child Care Act of 1969 (Ill. Rev. Stat. 1991, ch. 23, par. 2214).

SOURCE: Adopted and codified at 5 Ill. Reg. 5501, effective May 27, 1981; repealed at 18 Ill. Reg. _____, effective _____.

Section 380.1 Purpose

The purpose of this rule is to detail the process that the Department uses to check foster family home applicants to determine if the foster parent has any criminal history. The primary focus of the criminal background check is to consider criminal charges as they might affect the applicant's ability to perform responsibly as a foster parent.

Section 380.2 Definitions

"Foster family home applicant" means those individuals applying directly to the Department of Children and Family Services or through a licensed child welfare agency for a license to care for children not related to them.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE OF PROPOSED REPEALER

"Foster parent(s)" means either a single person or a man and woman who are married to each other and who are licensed to operate a foster family home.

Section 380.3 Authorization for Criminal History Check

Each applicant for a foster family home license, whether applying directly to the Department of Children and Family Services or through a licensed child welfare agency, shall provide written authorization for the Department to request and receive information about the applicant from the United States Department of Justice, the Illinois Department of Law Enforcement, or other named law enforcement agency.

Section 380.4 Fingerprinting of Applicants

Each applicant for a foster family home license shall submit to a fingerprinting process administered by the Department or its agent. Fingerprints shall be transmitted to the Illinois Department of Law Enforcement or other law enforcement agency named by the Department of Children and Family Services on Department forms provided for the purpose of obtaining criminal history information about a foster parent applicant.

Section 380.5 Notice to Foster Family Home Applicant

Each applicant for foster home licensure shall be informed in writing of the Department's requirement that the applicant consent to a criminal history check and submit to fingerprinting procedures as part of the foster home licensing process. Applicants shall be informed of their right to recover the identity materials submitted and to receive a copy of all criminal history information obtained by the Department.

Section 380.6 Confidentiality of Information Received

- a) All information received by the Department of Children and Family Services from a law enforcement agency which concerns an applicant for foster family home licensure is confidential. It may be released only as authorized by this rule.
- b) All information received pursuant to this rule shall be maintained in a single manual information system under the sole control of the Director of the Department of Children and Family Services or his designee.
- c) All criminal history information shall be used solely for the purpose of evaluating an applicant's suitability as a foster parent and shall be accessible only to those Department of Children and Family Services' employees directly involved in the foster home licensing process for the applicant or specifically designated by the Director of the Department to review criminal history information.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE OF PROPOSED REPEALER

- d) Any employee of the Department of Children and Family Services who gives or causes to be given in a manner not authorized by this rule any confidential information concerning any criminal charges and their disposition pertaining to a foster parent applicant shall be guilty of a Class A misdemeanor pursuant to Section 4 of the Child Care Act of 1969, amended 1977 (Ill. Rev. Stat., ch. 23, Sec. 2214).

Section 380.7 Standard of Review Concerning Criminal History

- a) In assessing the suitability of an applicant for foster parent licensure, the Department may consider prior criminal charges and their disposition (including convictions), criminal charges pending at the time of application, and criminal charges filed during review of the application.
- b) When a criminal history has been discovered Department employees, designated by the Director of the Department, shall review the materials focusing on the relationship between the offense which was the basis for the conviction and the applicant's ability to perform responsibly as a foster parent. The following shall be considered:

- 1) the type of crime for which the individual was convicted;
- 2) the number of crimes for which the individual was convicted;
- 3) the nature of the offense;
- 4) the age of the individual at the time of the conviction;
- 5) the length of time that has elapsed since the last conviction;
- 6) the relationship of the crime and the ability to care for children;
- 7) evidence of rehabilitation; and
- 8) opinions of community members concerning the individual in question.

Section 380.8 Suspension of Application When Criminal Charges Are Pending

If criminal charges are pending against an applicant when the application for foster family home licensure is filed, the application process for that particular individual shall be suspended until some official disposition of the charges is submitted to the Department by appropriate officials.

Section 380.9 Denial of or Refusal to Renew a License

If the Department decides to deny a foster family home license application or refuses to renew a foster family home license application, the applicant shall be notified in writing. The notice shall include the specific reasons for the decision, along with a notice of the applicant's right to appeal the decision.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE OF PROPOSED REPEALER

Section 380.10 Applicant Appeal of Denial of or Refusal to Renew a License

Within 10 days of the applicant's receipt of a denial or refusal to renew a license the applicant may request, in writing, review of the decision by the Director of the Department of Children and Family Services or his designee. A request for the Director's review shall be based on the applicant's challenge to the reasonableness of the decision. If the applicant fails to request an appeal within this ten day period, the denial or refusal to renew a license shall be a final administrative ruling. Final administrative rulings are subject only to administrative review in Circuit Court, pursuant to the Administrative Review Act.

Section 380.11 Destruction of Criminal History Information

All Criminal history information obtained by the Department shall be destroyed no later than sixty (60) days after the Department has made a final ruling on the application and after all rights of appeal have been exhausted and pending appeals completed.

Section 380.12 Return to Applicant of Materials Provided

After the Criminal history check has been completed, all identity materials obtained from the applicant by the Department of Children and Family Services, or its agent, shall be returned in its original form to the applicant upon written request to the Department of Children and Family Services. No copies of the identity materials shall be made or retained by the Department of Children and Family Services or by any agency to which such identity materials were transmitted.

Section 380.13 Applicant Request for Information Obtained

All information obtained from the criminal history check, including the source of the information, and any conclusions or recommendations derived from this information by the Department of Children and Family Services, shall be provided to the applicant, or his designee, upon written request to the Director of the Department, prior to any final action on the application by the Department of Children and Family Services.

Section 380.14 Check With State Central Register

- a) Applicants shall be informed that the Department's State Central Register of child abuse and neglect will be queried concerning indicated child abuse or neglect reports concerning them.
- b) When an indicated report is discovered Department employees designated by the Director of the Department shall assess the materials focusing on the relationship between the abuse or neglect and the applicant's ability to perform responsibly as a foster parent. The following shall be considered:

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE OF PROPOSED REPEALER

- 1) the type of indicated abuse and neglect;
 - 2) the age of the individual at the time of the report;
 - 3) the length of time that has elapsed since the most recent indicated report;
 - 4) the relationship of the report and the ability to care for children; and
 - 5) evidence of successful parenting.
- c) An applicant shall be notified in writing if the Department decides to deny a foster family home license application or refuses to renew a foster home license application based on an indicated child abuse or neglect report and of their right to appeal the decision.
- d) An applicant may appeal a decision to deny or refusal to renew a license because of an indicated child abuse or neglect report according to the process in Section 380.10.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE OF PROPOSED REPEALER

- 1) Heading of Part: Background Inquiry for Purchase of Service Providers
- 2) Code Citation: 89 Ill. Adm. Code 358
- 3) Section Numbers:

	<u>Proposed Action:</u>
358.1	Repeal
358.2	Repeal
358.3	Repeal
358.4	Repeal
358.5	Repeal
358.6	Repeal
358.7	Repeal
358.8	Repeal
- 4) Statutory Authority: Section 5004 of the Children and Family Services Act (Ill. Rev. Stat. 1991, ch. 23, par. 5004) [20 ILCS 505/4]
- 5) A Complete Description of the Subjects and Issues Involved: Part 358, Background Inquiry for Purchase of Service Providers, was enacted to require written inquiries into the background of entities which sought to provide services to clients of the Department. These background inquiries have been incorporated into the amendments proposed in Part 385, Background Checks. Therefore, these rules are being repealed.
- 6) Will this proposed repealer replace an emergency rule currently in effect? No.
- 7) Does this rulemaking contain an automatic repeal date: Yes ☒ No ☐
- 8) Does this proposed repealer contain incorporations by reference? No.
- 9) Are there any other amendments pending on this Part? No.

10) Statement of Statewide Policy Objectives: This rulemaking does not create or expand the state mandate as defined in Section (b) of the State Mandates Act (Ill. Rev. Stat. 1991, ch. 85, par. 2203) [30 ILCS 805/3].

11) Time, Place, and Manner in which interested persons may comment on this proposed repealer:

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE OF PROPOSED REPEALER

Comments on this proposed repealer may be submitted in writing for a period of 45 days following publication of this notice. Comments should be submitted to:

Jacqueline Nottingham, Chief
Office of Rules and Procedures
Department of Children and Family Services
406 East Monroe St., Station #222
Springfield, Illinois 62701-1498

Phone: (217) 524-1983 TDD: (217) 524-3715

The Department will consider fully all written comments on this proposed repealer submitted during the 45-day comment period. Comments submitted by small businesses should be identified as such. Persons who need translation or interpretation services to enable their commentary should request assistance by contacting the Office of Rules and Procedures.

12) Initial Regulatory Flexibility Analysis:

This proposed repealer will not have an impact on small businesses.

The full text of the Proposed Repealer begins on the next page:

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE OF PROPOSED REPEALER

TITLE 89: SOCIAL SERVICES
CHAPTER III: DEPARTMENT OF CHILDREN AND FAMILY SERVICES
SUBCHAPTER c: FISCAL ADMINISTRATION

PART 358

BACKGROUND INQUIRY FOR PURCHASE OF SERVICE PROVIDERS (REPEAL)

Section	Purpose
358.1	Definitions
358.2	Effective Date
358.3	Questions About Criminal Background
358.4	Maintenance of Response
358.5	The Handling of Applications Indicating a Criminal Conviction
358.6	Other Persons Who Have Been Convicted of a Crime
358.7	Reviewing Background Inquiries

AUTHORITY: Implementing Section 7(a)(2) et seq. of the Child Care Act of 1969 (Ill. Rev. Stat. 1979, ch. 23, pars. 2217(a)(2) et seq.), and authorized by Section 4 et seq. of "AN ACT creating the Department of Children and Family Services, codifying its powers and duties, and repealing certain Acts and Sections herein named" (Ill. Rev. Stat. 1979, ch. 23, par. 5004 et seq.).

SOURCE: Adopted and codified at 5 Ill. Reg. 8673, effective September 1, 1981; repealed at 18 Ill. Reg. _____, effective _____.

Section 358.1 Purpose

The purpose of these rules is to insure the safety and well-being of children provided with services purchased by the Department. These rules require purchase of service provider agencies contracting with the Department of Children and Family Services to ask all prospective employees and all current employees, who are or will be regularly responsible for the direct care and supervision of children, to respond to written questions about their backgrounds. In addition, purchase of service agencies shall, at the discretion of their governing board, ask subcontractor employees and volunteers who have direct contact with children to respond to written questions about their backgrounds. The Department shall also ask individual purchase of service providers to answer questions about their backgrounds. These rules do not apply to foster homes as defined in Part 402, Licensing Standards for Foster Family Homes. Foster parents are required, by law, to submit to fingerprint checks.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE OF PROPOSED REPEALER

Section 358.2 Definitions

"Child care facility" means any person, group of persons, agency, association or corporation which arranges for or cares for children unrelated to the operator of the facility, apart from the parents. Child care facilities may be established for profit or not-for-profit.

"Direct contact with children" means the supervision, direction, or personal care of a child.

"Purchase of service provider" means an agency or individual offering services to a Department client through a signed contract for paid services.

Section 358.3 Effective Date

Effective with the adoption of these rules, purchase of service agencies shall inquire into the backgrounds of all personnel who are currently employed with the agency who are regularly responsible for the direct care and supervision of children. Likewise, the Department shall inquire into the backgrounds of all individual purchase of service providers. Thereafter, the questions shall be asked as required in Section 358.4.

Section 358.4 Questions About Criminal Background

a) The following individuals, if they have responsibility for the direct care and supervision of children, shall respond in writing to the questions in subparagraph b) below:

- 1) prospective employees of a purchase of service agency, during the job application process;
- 2) current employees of a purchase of service agency, before the issuance or renewal of the agency's license or at least once every two years if the agency does not require licensing;
- 3) individual advocates, counselors, homemakers, day or night care providers and emergency caretakers, at least once every two years;
- 4) at the discretion of the governing body, employees of a subcontractor to a purchase of service agency who have direct contact with children; and
- 5) at the discretion of the governing body, volunteers who have direct contact with children.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE OF PROPOSED REPEALER

b) The individuals cited in subparagraph a) above shall answer the following questions and verify that their response is true and correct to the best of their knowledge.

- 1) Have you every been convicted of a crime other than a minor traffic violation?; and
- 2) If the answer is yes, list all pertinent details.

Section 358.5 Maintenance of Response

The written response shall be maintained for five years in a separate file of responses to these questions. Access to the written response shall be limited to the individual purchase of service provider, or the child care facility's personnel officer, or executive director and to the following staff of the Illinois Department of Children and Family Services only upon their request:

- a) Director of the Department;
- b) Director's designee;
- c) Internal auditors and investigators;
- d) Department licensing representatives; or
- e) Administrators of Department Regions.

Section 358.6 The Handling of Applications Indicating a Criminal Conviction

When a criminal conviction is listed by the applicant for employment with a purchase of service agency, the agency will not automatically reject an applicant solely because of this conviction. When the Department learns that an individual who is requesting an initial purchase of service contract has been convicted of a crime, the Department shall not automatically reject the individual because of this conviction. Instead, the employer or the Department shall consider the following:

- a) the type of crime for which the individual was convicted;
- b) the number of crimes for which the individual was convicted;
- c) the nature of the offense(s);
- d) the age of the individual at the time of conviction;
- e) the length of time that has elapsed since the last conviction;
- f) the relationship of the crime and the capacity to care for children;
- g) evidence of rehabilitation; and
- h) opinions of community members concerning the individual in question.

Section 358.7 Other Persons Who Have Been Convicted of a Crime

When an employer learns that a current employee, or other persons who have direct contact

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE OF PROPOSED REPEALER

with children, have been convicted of a crime, those persons shall not be immediately discharged from their positions solely because of this conviction. When the Department learns that an individual purchase of service provider has been convicted of a crime, the Department shall not immediately terminate the contract solely because of this conviction. Instead, the employer or the Department shall consider the factors identified in Section 358.6.

Section 358.8 Reviewing Background Inquiries

a) Through its contracts with providers the Department shall ensure that:

- 1) background inquiries are being completed as specified in these rules; and
- 2) individuals with a criminal background are being evaluated according to the criteria set forth in these rules.

b) The Department shall review the provider's background inquiries when conducting an audit or conducting a licensing study. If the provider is not in compliance with these rules, the Department shall follow the process established in Part 434, Audits, Reviews and Investigations or in Part 383, Licensing Enforcement, as appropriate.

JOINT COMMITTEE ON ADMINISTRATIVE RULES

NOTICE OF PROPOSED RULES

- 1) Heading of the Part: Distribution of Database Information
- 2) Code Citation: 1 Ill. Adm. Code 255
- 3) Section Numbers:
255.10 Proposed Action:
New Section
255.20 New Section
- 4) Statutory Authority: 5 ILCS 100/5-80 and 135 and Public Act 88-535, effective January 26, 1994
- 5) A Complete Description of the Subjects and Issues Involved:
This rulemaking, implementing PA 88-535/HB 2082, establishes fees and procedures for the release of the electronically stored database of the Illinois Register and the Illinois Administrative Code in an electronically stored medium. The established fee is \$300 per megabyte or part of a megabyte, without proration.
- 6) Will these proposed rules replace any emergency rule currently in effect?
Yes.
- 7) Do these rulemakings contain an automatic repeal date? No.
- 8) Do these proposed rules contain incorporations by reference? No.
- 9) Are there any other proposed rule pending on this Part? No.

10) Statement of Statewide Policy Objectives:

These proposed rules do not create any mandates for units of local government.

- 11) Time, Place and Manner in which interested persons may comment on these proposed rulemakings:

Interested persons may present their comments concerning this rulemaking by writing to:

Name: Vicki Thomas
Address: Executive Director
Joint Committee on Administrative Rules
700 Stratton Bldg.
Springfield IL 62706
Telephone: (217) 785-2254

- 12) Initial Regulatory Flexibility Analysis: The proposed rules do not affect small businesses unless such businesses desire to purchase database materials in accordance with this Part.

The full text of the Proposed Rules begins on the next page:

JOINT COMMITTEE ON ADMINISTRATIVE RULES

NOTICE OF PROPOSED RULES

TITLE I: GENERAL PROVISIONS
CHAPTER II: JOINT COMMITTEE ON ADMINISTRATIVE RULESPART 255
DISTRIBUTION OF DATABASE INFORMATIONSection
255.10 Purpose

255.20 Procedures and Fees for Requesting Electronically Stored Database

AUTHORITY: Implementing Section 5-80 and authorized by Section 5-135 of the Illinois Administrative Procedure Act (Ill. Rev. Stat. 1991, ch. 127, pars. 1005-80 and 1005-135) [5 ILCS 100/5-80 and 135] (see P.A. 88-535, effective January 26, 1994).

SOURCE: Emergency rules adopted at 18 Ill. Reg. 5359, effective March 22, 1994, for a maximum of 150 days; amended at 18 Ill. Reg. _____, effective _____.

Section 255.10 Purpose

In accordance with PA 88-535, the purpose of this Part is to insure that the electronically stored database of the Illinois Register and the Illinois Administrative Code (database) is made available in an electronically stored medium to those who request it.

Section 255.20 Procedures and Fees for Requesting Electronically Stored Database

- a) The Illinois Administrative Code, in its entirety and by individual Titles, and the Illinois Register shall be made available to the public, for a reasonable fee as established in subsection (e) below, in an electronically stored medium. Updates of the Illinois Administrative Code shall also be made available from time to time for a reasonable fee as described in subsection (e) below.
- b) All requests for electronically stored database materials shall be submitted in writing to the Executive Director of the Joint Committee on Administrative Rules (JCAR), at 700 Stratton Bldg., Springfield IL 62706 and shall contain the name, address and telephone number of the requestor. Persons wanting further information can contact JCAR at 217/785-2254.
- c) The Director shall determine the following, depending upon the technical capabilities of the LIS system, the availability of JCAR and LIS staff resources and the availability of LIS computer time:
 - 1) the extent of the database materials to be released;
 - 2) the timing of the release (i.e., the materials being transferred are current as of a specified date); and
 - 3) the electronic format and storage medium of the release.
- d) All persons, corporations, associations or entities that request

JOINT COMMITTEE ON ADMINISTRATIVE RULES

NOTICE OF PROPOSED RULES

electronically stored materials from the database shall sign a Database Distribution Agreement.

e) The fee for electronically stored materials from the database shall be \$300 per megabyte or part of a megabyte, without proration.

f) Payment by check or money order is required in advance of transfer of the database materials. Revenues will be deposited in the General Assembly Computer Equipment Revolving Fund. Payment is not refundable.

g) The Director shall determine the frequency of the availability of database updates.

h) The requestor shall supply postage paid mailing supplies or access to an express mailing account for mail delivery of database materials. The requestor shall supply the medium, designated by the Director, for the electronic transfer. If technical capabilities of LIS and the requestor allow, the Director may provide for direct transfer of database material without the use of an intermediary medium.

i) JCAR shall require any person who obtains electronically stored database materials from JCAR and publishes or otherwise distributes the contents to deliver to JCAR without charge, immediately upon publication, at least one copy of the publication in the same form in which it is published, whether in print, electronic, or other medium.

j) If the requestor intends to distribute the electronically stored database information to a third party, and edits or otherwise changes the text of the database or determines that changes in the database are necessary, the requestor shall notify JCAR in writing of each change.

k) The electronically stored database information is for the sole use of the requestor. The database shall not be resold or otherwise provided to any other individual or entity for distribution to end users except the requestor may use the database for the intended purpose of disseminating the Illinois Administrative Code or parts thereof, or the Illinois Register, to its customers or subscribers for their end use, in print, electronic or other medium. The requestor may not use the Database materials for any other purpose except with the written consent of JCAR and for reasonable consideration to be based on the nature of the requested use.

DEPARTMENT OF MENTAL HEALTH
AND DEVELOPMENTAL DISABILITIESDEPARTMENT OF MENTAL HEALTH
AND DEVELOPMENTAL DISABILITIES

NOTICE OF PROPOSED RULES

NOTICE OF PROPOSED RULES

- 1) Heading of the Part: Standards and Requirements for Pre-Admission Screening and Participating Mental Health Centers

2) Code Citation: 59 Ill. Adm. Code 258

- | Section Numbers: | Proposed Action: |
|------------------|------------------|
| 258.100 | New Section |
| 258.110 | New Section |
| 258.120 | New Section |
| 258.130 | New Section |
| 258.200 | New Section |
| 258.210 | New Section |
| 258.220 | New Section |
| 258.230 | New Section |
| 258.240 | New Section |
| 258.250 | New Section |
| 258.260 | New Section |
| 258.270 | New Section |
| 258.280 | New Section |
| 258.300 | New Section |
| 258.310 | New Section |
| 258.320 | New Section |
| 258.330 | New Section |
| 258.340 | New Section |
| 258.350 | New Section |
| 258.360 | New Section |
| 258.370 | New Section |
| 258.380 | New Section |
| 258.390 | New Section |
| 258.400 | New Section |
| 258.410 | New Section |
| 258.500 | New Section |
| 258.510 | New Section |
| 258.520 | New Section |
| 258.530 | New Section |
| 258.540 | New Section |

- 4) Statutory Authority: Implementing P.A. 88-484, effective September 10, 1993, and authorized by Section 5-105 of the Mental Health and Developmental Disabilities Code [405 ILCS 5/5-104] and Section 5 of the Department of Mental Health and Developmental Disabilities Act [20 ILCS 1705/5].

- 5) **A Complete Description of the Subjects and Issues Involved:**

Part 258 implements P.A. 88-484, effective September 10, 1993. P.A. 88-484 created participating mental health centers which would have contracts with the Department to screen individuals prior to admission to a State-operated facility. The decision to become a participating mental health center is a voluntary one on the part of the community agency. This Rule was developed with the extensive input of community agencies, primary and secondary consumers, advocates, health care professionals and other interested parties.

Key components of this Rule are the provisions which establish requirements that must be fulfilled before a community agency can apply to become a participating mental health center. The Rule further establishes a process for the Department to follow in reviewing applications and procedures to be followed if an application is denied. This Rule contains Sections that provide guidance in determining whether an individual who presents for admission to a State-operated facility is appropriate for such admission. There are also procedures to be followed in the event that an individual is denied admission by a State-operated facility that has been recommended by the participating mental health center.

- 6) Will this proposed rule replace an emergency rule currently in effect? No.
- 7) Does this rulemaking contain an automatic repeal date? No.
- 8) Does this proposed rule contain incorporation by reference? This rulemaking incorporates by reference State and federal statutes and regulations. It also incorporates the reference the standards of nationally recognized associations.
- 9) Are there any other proposed amendments pending on this Part? No.
- 10) Statement of Statewide Policy Objectives: This rulemaking does not impact the State Mandates Act [30 ILCS 805].
- 11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking:

Any interested person may submit comments, data, views or argument regarding this proposed rulemaking before the expiration of the first 45-day notice period. Submissions must be in writing and directed to: Judith Hollenberg, Rules Administrator, Illinois Department of Mental Health and Developmental Disabilities, 403 Stratton Building, Springfield, IL 62765, telephone (217)785-3313.

- ### 12) Initial Regulatory Flexibility Analysis:

- A) Date rule was submitted to the Business Assistance Office of the

DEPARTMENT OF MENTAL HEALTH
AND DEVELOPMENTAL DISABILITIES

NOTICE OF PROPOSED RULES

Department of Commerce and Community Affairs:
On publication in the Illinois Register.

- B) Types of small business affected:
Private not-for-profit corporations (providers of community-based mental health services) and hospitals.
- C) Reporting, bookkeeping or other procedures required for compliance:
Clinical record keeping guidelines which are to be followed are contained in the Department's rules at 59 Ill. Adm. Code 132. In addition, a summary report at least annually is required under Section 258.500.
- D) Types of professional skills necessary for compliance:
General professional skills necessary for compliance are identical to those required for (1) general business skills; and (2) mental health treatment skills. In addition the Rule specifically requires the services of a licensed physician, a licensed clinical psychologist, or a qualified examiner as defined in Section 1-122 of the Mental Health and Developmental Disabilities Code [405 ILCS 5/1-122].

The full text of the Proposed Rules begins on the next page:

DEPARTMENT OF MENTAL HEALTH AND
DEVELOPMENTAL DISABILITIES

NOTICE OF PROPOSED RULES

TITLE 59: MENTAL HEALTH
CHAPTER I: DEPARTMENT OF MENTAL HEALTH
AND DEVELOPMENTAL DISABILITIES

PART 258

STANDARDS AND REQUIREMENTS FOR
PRE-ADMISSION SCREENING AND PARTICIPATING MENTAL HEALTH CENTERS

SUBPART A: GENERAL PROVISIONS

Section	Purpose
258.100	Incorporation by reference
258.110	Individuals' rights
258.120	Definitions
258.130	

SUBPART B: PARTICIPATING MENTAL HEALTH CENTER REQUIREMENTS

258.200	Applicability
258.210	Criteria for application and participation
258.220	Application and formal agreement
258.230	Renewal of formal agreement
258.240	Non-transferability of formal agreement
258.250	Withdrawal
258.260	Denial of or revocation of formal agreement
258.270	Hearings regarding denial or revocation of formal agreement
258.280	Annual directory

SUBPART C: SCREENING AND DISPOSITION SERVICES

258.300	Screening service requirements
258.310	State-operated facility admission criteria
258.320	State-operated facility admission disposition
258.330	Court-ordered admissions
258.340	Admission of individuals alleged to be subject to involuntary admission
258.350	Court linkage
258.360	Linkage and continuity of care
258.370	Confidentiality
258.380	Clinical records
258.390	Service area boundaries, community service area boundaries and requirements
258.400	Responsibility for undomiciled individuals and individuals from a geographic area other than that served by the participating mental health center
258.410	Interagency linkages

**DEPARTMENT OF MENTAL HEALTH AND
DEVELOPMENTAL DISABILITIES**

NOTICE OF PROPOSED RULES

SUBPART D: QUALITY ASSURANCE

- 258.500 Quality assurance requirements and performance indicators
 258.510 Contract dispute resolution
 258.520 Disposition dispute resolution process
 258.530 Utilization review hearings
 258.540 Complaint investigation

AUTHORITY: Implementing P.A. 88-484, effective September 10, 1993, and authorized by Section 5-104 of the Mental Health and Developmental Disabilities Code [405 ILCS 5/5-104] and Section 5 of the Department of Mental Health and Developmental Disabilities Act [20 ILCS 1705/5].

SOURCE: Adopted at 18 Ill. Reg. _____, effective _____.

NOTE: Bold-face type denotes statutory language.

SUBPART A: GENERAL PROVISIONS

Section 258.100 Purpose

- a) The requirements set forth in this Part establish criteria for participation by providers which voluntarily elect to become "participating mental health centers" (PMHCs) as defined in Section 258.130. These requirements are for the purpose of assuring that individuals at risk of hospitalization in State-operated facilities are assessed for need for hospitalization and receive the least restrictive appropriate services based on an assessment of their needs and the services available.
- b) The Department shall use these requirements to enter into formal agreements with providers to become participating mental health centers.
- c) The service goals include, but are not limited to the following:
 - 1) Providing a range of services so that individuals can receive these services in settings which do not unnecessarily restrict their liberty;
 - 2) Enabling individuals with a mental illness to access services, commensurate with their preferences and needs;
 - 3) Preventing unnecessary hospitalization and dislocation or extrusion of individuals with a mental illness from their home communities;

**DEPARTMENT OF MENTAL HEALTH AND
DEVELOPMENTAL DISABILITIES**

NOTICE OF PROPOSED RULES

- 4) Insuring continuity of care; and
- 5) Providing for a quality assurance process for screening services.

Section 258.110 Incorporation by reference

Any rules of an agency of the United States or of a nationally-recognized organization or association that are incorporated by reference in this Part are incorporated as of the date specified and do not include any later amendments or editions.

Section 258.120 Individuals' rights

To insure that the individuals' rights are protected and that all services provided to individuals comply with the law, participating mental health centers shall ensure that:

- a) The rights of individuals shall be protected in accordance with Chapter 2 of the Mental Health and Developmental Disabilities Code [405 ILCS 5/2-100 through 2-202].
- b) The right of individuals to confidentiality shall be governed by the Mental Health and Developmental Disabilities Confidentiality Act [740 ILCS 110].
- c) All other applicable local, State and federal mental health laws are fully complied with.
- d) Staff shall inform individuals in writing of the following:
 - 1) Their rights in accordance with subsections (a) and (b) of this Section.
 - 2) Their right to contact the Guardianship and Advocacy Commission, Equip for Equality, Inc., (the agency designated by the Governor under Section 1 of the Protection and Advocacy for Mentally Ill Persons Act) [405 ILCS 45/1], the PMHC's human rights or grievance committee and the Department. On request staff shall offer assistance to individuals in contacting these entities giving each individual the address and telephone number of the Guardianship and Advocacy Commission, Equip for Equality, Inc., the PMHC human rights or grievance committee and the Department's Quality Care line 1/800-843-6154.

DEPARTMENT OF MENTAL HEALTH AND
DEVELOPMENTAL DISABILITIES

NOTICE OF PROPOSED RULES

- 3) This information shall be given to the individuals and guardians, if any, in a language which they understand or in sign language if the individual is hearing impaired.
- e) Individuals or guardians shall be permitted to present grievances and to appeal adverse decisions of the PMHC. This shall be done in accordance with Section 258.530.
- f) Individuals shall not be denied, suspended or terminated from services or have services reduced for exercising any of their rights.

Section 258.130 Definitions

For the purposes of this Part, the following terms are defined:

"Act." The Department of Mental Health and Developmental Disabilities Act [20 ILCS 1705].

"Admitting privileges." The privilege to admit an individual for treatment to an inpatient setting, extended to persons who are members of the hospital's medical staff organization, and who meet that hospital's credentialing standards, and the standard as required by Illinois law.

"Aftercare." The continuation of needed care of and services to an individual discharged from a State-operated facility in an appropriate setting with individualized follow-up services.

"Alternative services." Appropriate treatment provided in the community to an individual with a mental illness when there is an assessment determining that hospitalization in a state operated facility is not necessary.

"Assertive community treatment (ACT)." A specialized service delivery and coordination method and process in which a staff team assumes ultimate accountability for a defined case load with a staff-to-client ratio of 1 to 10 or 15 clients and becomes the single point of responsibility for that case load throughout their tenure in the service system. In this context, assertive community treatment means that staff are extremely persevering, on a consistent basis, sometimes insistent, and always energetically persuasive in the face of resistance, negativity, and symptomatic behavior. It means including delivering services in the client's home and their local community, but seldom in the office, and continuously formulating positive goals with the individual and creating appropriate opportunities for treatment, support, and rehabilitation.

DEPARTMENT OF MENTAL HEALTH AND
DEVELOPMENTAL DISABILITIES

NOTICE OF PROPOSED RULES

"Assessment." The use of a professionally developed objective approach with which to evaluate the physical, social, developmental, behavioral, psychosocial and other aspects of an individual.

"Authorized representative." The administrative head of an entity appointed by the entity's governing body with overall responsibility for fiscal and programmatic management.

"Case coordinator" or "coordination." The person or mechanism for assuring and coordinating services to meet the individual's needs, including assessment of service needs, development of individualized plans, arrangement for service delivery, advocacy with service providers, and follow-up.

"Clinical psychologist." A person licensed pursuant to the Clinical Psychologist Licensing Act [225 ILCS 15].

"Clinical record." Documentation kept by a facility or community provider in the course of providing services to an individual with a mental illness concerning the individual and the services provided.

"Clinical social worker." A person who holds a license pursuant to the Clinical Social Work and Social Work Practice Act [225 ILCS 20] authorizing the independent practice of clinical social work in Illinois.

"Code." The Mental Health and Developmental Disabilities Code [405 ILCS 5].

"Communication assistance." Services that enable the individual to communicate effectively with providers. Such services include non-English speaking interpreters, sign language interpreters, augmentative communication devices and assistive listening devices.

"Community provider." A community organization or facility which provides treatment services to individuals with a mental illness. Such organizations or facilities may have contractual arrangements with the Department to provide such services.

"Community service area." The established geographic boundaries as defined herein, within which a participating mental health center and other service agencies provide services. (Section 1-114.4 of the Code)

"Confidentiality Act." The Mental Health and Developmental Disabilities Confidentiality Act [740 ILCS 110].

DEPARTMENT OF MENTAL HEALTH AND
DEVELOPMENTAL DISABILITIES

NOTICE OF PROPOSED RULES

"Continuity of care." Refers to a systematic approach to the provision of the kind of care necessary at the time it is needed, where it is needed, with a relatedness between past, present and future care in conformity with the therapeutic needs of the individual. It includes the principle that the individual care is primarily the responsibility of the community provider -- provider regardless of the location of service -- and that services must be consistent across settings. Continuity of care requires involvement of the community provider in the provision of services in the community, in screening for inpatient admissions, in planning and provision of inpatient treatment, in planning for discharge, and in providing post-hospital care.

"Continuity of care agreement." A written agreement signed by representatives of a community provider and the Department which spells out the respective responsibilities of community providers and State-operated facilities in assuring continuity of care for individuals admitted to, treated in, and discharged from State-operated facilities.

"Day(s)." Calendar days unless otherwise specified.

"Department." The Department of Mental Health and Developmental Disabilities.

"DCFS." The Department of Children and Family Services.

"Dependent." Any person who relies on the individual being screened as a primary caregiver and whom is unable to care for himself or herself. This may include minors, persons with disabilities or parents living with the individual being screened.

"Diagnosis." A category of disorder stated in accordance with either the Classification in Mental Retardation (American Association on Mental Retardation (AAMR, 1719 Kalorama Road, N.W., Washington, D.C. 20009 (1992)), the Diagnostic and Statistical Manual of Mental Disorders, Third Edition, revised (DSM-III-R, American Psychiatric Association (1987)), or the International Classification of Diseases, Clinical Modification, Fourth Edition (ICD-9-CM) (Commission on Professional and Hospital Activities, Edwards Brothers, Ann Arbor, Michigan 48106 (1991)).

"Director." The Director of the Department of Mental Health and Developmental Disabilities.

"Discharge." The full release of an individual from a State-operated facility.

DEPARTMENT OF MENTAL HEALTH AND
DEVELOPMENTAL DISABILITIES

NOTICE OF PROPOSED RULES

"Facility director." The chief officer of a mental health facility or his or her designee or the supervisor of a program of treatment, or his or her designee. Designee may include a physician, clinical psychologist, social worker, or nurse. (Section 1-104 of the Code)

"Family" or "families." A basic unit or constellation of one or more adults and/or children, foster or adoptive parents and children, and private individual guardian(s).

"Formal agreement" or "agreement." The contract or other document entered into between the Department and the participating mental health center which approves and authorizes the entity to function as a participating mental health center.

"Guardian." The court-appointed guardian of the person and/or estate under the Probate Act of 1975 [755 ILCS 5].

"Homeless." Individuals lacking a fixed and regular nighttime residence including individuals whose primary nighttime residence is a temporary shelter, temporary accommodation in the residence of another individual or a place not designated for or ordinarily used as a regular sleeping accommodation (e.g., park, bus station, automobile). The term does not include individual(s) under 21 years of age provided care or services in a facility licensed by DCFS. (Child Care Act of 1969 [225 ILCS 10])

"Hospitalization" or "hospitalized." The treatment of an individual by a mental health facility as an inpatient. (Section 1-112 of the Code)

"Individual." A recipient of services as defined by Section 1-123 of the Code.

"Individual integrated services/treatment plan", "services/treatment plan", or "plan." A written plan which includes an assessment of the individual's strengths and needs, a description of the variety of services needed, regardless of availability, objectives for each service to be provided, the role of the individual or guardian, significant others and the family in the implementation of the plan when indicated, an anticipated timetable for the accomplishment of objectives, and the name(s) of the person(s) responsible for the plan's implementation.

"Informed consent." Permission freely granted by an individual who has the legal capacity to give informed consent, or legal guardian, for the release of information, for participation in services specified or for the use of a specific procedure based on full disclosure to the individual or guardian of the nature of risks and benefits of the

DEPARTMENT OF MENTAL HEALTH AND
DEVELOPMENTAL DISABILITIES

NOTICE OF PROPOSED RULES

proposed services, the alternatives to the proposed services, and the individual prognosis with and without the proposed services.

"Intake." The administrative and assessment process for admission to a facility or program.

"Interdisciplinary process." A set of steps or a system to assess an individual's strengths and needs with input from the individual requesting and/or receiving services and from the disciplines providing or targeted to provide services in order to develop a services plan, and to review and update the plan.

"Interdisciplinary team" or "team." A group consisting of at least the individual, the individual's family (except when an individual who is legally competent or the guardian of an individual who is legally incompetent does not desire the individual's family to participate), the guardian, as well as representatives of the disciplines and services necessary to identify the individual's needs and to design services and alternatives to meet them. At least one member of the team shall be a qualified mental health professional and a qualified mental retardation professional (when appropriate as in the case of dual diagnosis), as defined in the Department's rule at 59 Ill. Adm. Code 115.20, depending on the individual's diagnosis.

"Involuntary admission." The admission of an individual who has a **mental illness and who because of his or her illness is reasonably expected to inflict serious physical harm on himself or herself or another in the near future; or who because of his or her illness is unable to provide for his or her basic physical needs so as to guard himself or herself from serious harm.** (Section 1-119 of the Code)

"Local area network (LAN)." A consortium of stakeholders organized for the purpose of facilitating a comprehensive system of care for the Department's priority populations. The local area network brings together key mental health stakeholders to plan, organize, and implement a comprehensive service system within designated geographic areas. The LAN is organized through a steering committee which is facilitated by the coordinating agency(ies). At a minimum the LAN steering committee includes Department funded providers, DCFS funded providers (LANs for children and adolescents only), 1500 Boards (comprehensive community based youth services providers/youth services planning boards; children and adolescents LANs only), Section 17 of the Children and Family Services Act [20 ILCS 505/17] primary and secondary consumers, State-operated facility staff, 708 Boards (local mental health authorities) (the Community Mental Health Act [405 ILCS 20]) and 553 Boards (public health departments) [55 ILCS 5/5-25001]. LAN meetings are held to

DEPARTMENT OF MENTAL HEALTH AND
DEVELOPMENTAL DISABILITIES

NOTICE OF PROPOSED RULES

include broad community participation in the local planning. The LAN provides a framework for a unified service system which includes but is not limited to clarifying which agencies within a geographic area will take responsibility for assessment, triage, and comprehensive treatment, eliminating gaps in service, and improving communication among providers. (Section 5-25001 of the Counties Code)

"Linkage." Person-to-person contact between either the individual or the staff at a community provider or at the State-operated facility from which an individual is being discharged and the staff of another community provider which has agreed to provide necessary aftercare services following the individual's discharge or referral to another community provider to assure coordination of aftercare plans and referral of the individual to the community agency.

"Mandated follow-up." The statutorily-required monitoring of individuals placed by the Department in licensed long-term care facilities using on-site visits to the facility for the purpose of observing the health, well-being and adjustment of the individual as well as the appropriateness of the services and the suitability of the facility. This monitoring activity must be provided for 12 months following placement, including weekly visits during the first month, or for longer periods as required. (Section 15 of the Act)

"Medicaid certification." Certification by the Department's Bureau of Quality Assessment or the DCFS Office of Medicaid Certification that the agency is in compliance with the Department's rules at 59 Ill. Adm. Code 132 and may be enrolled by the Department of Public Aid for participation in the mental health Medicaid initiative. Such agencies may receive Medicaid contracts with the Department or DCFS for reimbursement of services.

"Medication." A substance, whether a prescribed or an over-the-counter drug, that is taken by or administered to an individual to treat a physical, emotional, or mental condition.

"Mental health facility." Any licensed private hospital, institution or facility or section thereof, and any facility, or section thereof, operated by the State or a political subdivision thereof for the treatment of individuals with a mental illness and includes all hospitals, institutions, clinics, evaluation facilities, and mental health centers which provide treatment for such persons. (Section 1-114 of the Code)

"Mental illness." A mental or emotional disorder verified by a diagnosis contained in the DSM-III-R or ICD-9-CM or subsequent revisions thereof, which substantially impairs the individual's

DEPARTMENT OF MENTAL HEALTH AND
DEVELOPMENTAL DISABILITIES

NOTICE OF PROPOSED RULES

cognitive, emotional and/or behavioral functioning; excluding V codes, organic disorders such as dementia and those associated with known or unknown physical conditions such as hallucinosis, amnesic disorder, and delirium; psychoactive substance induced organic disorders; and mental retardation or psychoactive substance use disorder. For purposes of this part, this does not exclude individuals with a dual diagnosis of mental illness and mental retardation or mental illness and psychoactive substance use disorders.

"Moral turpitude." Quality of being inherently base, depraved, vile or wicked.

"Participating mental health center (PMHC)." A community mental health center, other community entity, or child welfare agency providing mental health services, which has entered into a contract or formal agreement with the Department on or after July 1, 1994, to provide screening of individuals for hospitalization in State-operated mental health facilities and for alternative treatment to hospitalization, and other services for individuals with mental illness in a designated community service area. (Section 114.2 of the Code)

"Performance indicator." Measurements that can be used to operationally specify how well an organization is functioning along one or more dimensions that represent agreed upon goals or values of a program. The measures are quantitative, objective and calibrated against some standard(s) that permit comparison within organizations over time and between organizations participating in the program.

"Physician." Any person licensed by the State of Illinois to practice medicine in all its branches and includes any person holding a temporary license as provided in the Medical Practice Act of 1987 [225 ILCS 60]. (Section 1-120 of the Code)

"Presented." Means an individual who was brought for mental health services to a SOF or PMHC by another person. It includes anyone whom the PMHC was requested to screen at a remote location, including but not limited to, emergency rooms, jails, police stations, shelters, state operated facilities and homes.

"Presenting." An individual comes to a State-operated facility (SOF) or PMHC seeking mental health services.

"Program." An organized system of services designed to provide for the treatment needs of individuals.

DEPARTMENT OF MENTAL HEALTH AND
DEVELOPMENTAL DISABILITIES

NOTICE OF PROPOSED RULES

"Psychiatrist." A person, as defined under "Physician" in this Section, who is board eligible or board certified in psychiatry, or who qualifies as a psychiatrist under Section 1-121 of the Code; i.e., is a physician with at least three years of formal training or experience in the diagnosis and treatment of mental illness.

"Qualified certifier." A physician, licensed clinical psychologist (Clinical Psychologist Licensing Act [225 ILCS 15]) or a qualified examiner who is employed or under contract with a participating mental health center for the purpose of providing evaluation and screening for State-operated mental health facility admissions. (Section 1-114.3 of the Code)

"Qualified examiner." A person who is a licensed clinical social worker (Social Work and Social Work Practice Act [225 ILCS 20]) with a master's or doctoral degree in social work from an accredited graduate school of social work and who has at least three years of supervised post-master's degree clinical social work practice which shall include the provision of mental health services for the evaluation, treatment and prevention of mental and emotional disorders; or a registered nurse (Illinois Nursing Act of 1987 [225 ILCS 65]) with a master's degree in psychiatric nursing who has three years of clinical training and experience in the evaluation and treatment of mental illness which has been acquired subsequent to any training and experience which constituted a part of the degree program. (Section 1-122 of the Code)

"Quality assurance (QA)." A systematic and objective approach to monitoring and evaluating the appropriateness, adequacy and quality of services.

"Registered nurse." A person who is licensed as a professional nurse under The Illinois Nursing Act of 1987.

"Screening, assessment and support services (SASS)." Intensive community-based mental health services funded by both the Department and DCFS which are provided to children who are at risk of or who actually experience hospitalization due to psychiatric reasons. SASS services include pre-admission screening services to determine a child's need for psychiatric hospitalization; intensive mental health services for up to 90 days for children determined to not need psychiatric hospitalization; monitoring, discharge linkage and after care planning for children who are hospitalized for psychiatric reasons; and intensive mental health services for up to 90 days for children discharged from psychiatric hospitalization.

DEPARTMENT OF MENTAL HEALTH AND
DEVELOPMENTAL DISABILITIES

NOTICE OF PROPOSED RULES

"Service area." The established geographic boundaries as defined by the Department, composed of several community service areas, within which State-operated mental health facilities provide services. (Section 1-114.5 of the Code)

"Services." Treatment, as defined here in this Section.

"Screening." The act of evaluating on a face-to-face basis an individual presenting or presented for admission into a State-operated facility, for the appropriateness of admission or for alternative treatment.

"SIA." Subject to involuntary admission.

"Significant other(s)." The individual's legal guardian, if one has been appointed, the individual's family, members of the immediate household and close friend(s).

"State-operated facility" or "State-operated mental health facility" or "SOF." A mental health facility operated by the Department. (Section 1-114.1 of the Code)

"Statewide Coordinator of Deaf Services." An employee designated by the Department to provide information and assistance relative to the needs of individuals who are deaf, deaf-blind, late deafened, or hard of hearing.

"Termination." The formal discontinuance of mandated follow-up monitoring of individuals placed in licensed long-term care facilities or discontinuance of case coordination for individuals who were previously served in State-operated facilities.

"Treatment." An effort to accomplish an improvement in the mental condition or related behavior of an individual. Treatment includes, but is not limited to, hospitalization, partial hospitalization, outpatient services, examination, diagnosis, evaluation, care, training, psychotherapy, pharmaceuticals and other services provided for individuals by mental health facilities. (Section 1-128 of the Code)

"Undomiciled." Not having a residential address which is assignable to a specific State of Illinois geocode (geographic area). Includes individuals who are permanent residents of other states or countries and "residents" of Illinois who are homeless but who may be assigned a geocode for purposes of the provision of service.

DEPARTMENT OF MENTAL HEALTH AND
DEVELOPMENTAL DISABILITIES

NOTICE OF PROPOSED RULES

"Uniform screening and referral form (USARF)." A standard form completed by participating mental health centers to summarize the findings and recommendations resulting from a screening for SOF admission or deflections.

"Utilization review." The process of using predefined criteria to evaluate the necessity and appropriateness of admission to and treatment in a program or set of services. This process should not be confused with the utilization review hearings held in accordance with the Department's rule at 59 Ill. Adm. Code 112.10.

"Utilization review hearing." A hearing convened in accordance with the Department's rule at 59 Ill. Adm. Code 112.10 to hear the facts concerning an objection to a denial of admission, objection to a transfer or objection to discharge.

SUBPART B: PARTICIPATING MENTAL HEALTH CENTER REQUIREMENTS

Section 258.200 Applicability

This Part shall apply to all public or private agencies, corporations or organizations which seek to be participating mental health centers and are, therefore, subject to Department review.

Section 258.210 Criteria for application and participation

a) Medicaid certification

The applicant shall provide evidence of Medicaid certification under the Department's rules at 59 Ill. Adm. Code 132, Medicaid Community Mental Health Services Program, or be a Department-funded community mental health center that is a part of or formally affiliated with a licensed hospital providing psychiatric services, inpatient or outpatient. (Hospital Licensing Act [210 ILCS 85])

b) Necessary services or linkages

An entity applying for participation as a participating mental health center (PMHC) must make reasonable efforts to assure the provision of the services set forth below either directly through its own organization or through written linkage agreements with other entities.

- 1) Twenty-four hour crisis response capacity including the ability to provide screening services detailed in Subpart C of this Part and necessary interventions in order to stabilize the crisis;

**DEPARTMENT OF MENTAL HEALTH AND
DEVELOPMENTAL DISABILITIES**

NOTICE OF PROPOSED RULES

- 2) Crisis intervention services as described in the Department's rules at 59 Ill. Adm. Code 132;
- 3) Crisis residential services;
- 4) Service needs evaluation or rehabilitation needs assessment, and treatment planning as described in the Department's rules at 59 Ill. Adm. Code 132;
- 5) Outpatient treatment;
- 6) Psychiatric treatment as described in the Department's rules at 59 Ill. Adm. Code 132;
- 7) Access to acute inpatient hospitalization in a community hospital providing psychiatric service;
- 8) Day treatment as described in the Department's rules at 59 Ill. Adm. Code 132;
- 9) Case management services as described in the Department's rules at 59 Ill. Adm. Code 132;
- 10) Access to an array of housing and residential services which may include a range from independent intermittent supervision to a setting with 24-hour on site supervision; and
- 11) Linkage with any assertive community treatment program which may serve the community service area.

c) Psychiatrist services

The applicant shall assure the availability of services by a psychiatrist as defined in Section 1-121 of the Code, sufficient to meet the level of screening service demand of the community service area.

d) Local area network recommendation

The applicant shall provide written recommendation from the steering committee of the local area network(s) (LANs) indicating that the applicant has developed the application for PMHC status with the input of the LAN steering committee(s) for adult services and/or children and adolescent services.

e) Continuity of care agreement

The applicant must have signed the Department continuity of care

**DEPARTMENT OF MENTAL HEALTH AND
DEVELOPMENTAL DISABILITIES**

NOTICE OF PROPOSED RULES

agreement.

- f) State-operated facility bed utilization agreement

The applicant must provide evidence of completion of preliminary planning with the State-operated facility (SOF) serving the applicant's community service area. Such preliminary planning is to include the specification of SOF bed utilization for the community service area for the past five years and at the time of application, and the agreed range of utilization which is anticipated.

g) Service population

The preferred service population for one PMHC includes all age ranges. The PMHC may serve adults only, or children and adolescents only, if another PMHC serves the other age range for the designated community service area. In such situations, a written agreement for interagency linkage must be obtained. The preferred PMHC for children and adolescents shall be an agency funded by either the Department or DCFS to provide SASS services.

h) Written plan for implementation and services

The applicant shall provide a written plan describing the community service area boundaries to be served, the implementation process and available services. Such plan shall address provisions for subsections (a) through (g) of this Section and implementation or availability of Subpart C and Subpart D of this Part.

Section 258.220 Application and formal agreement

a) Application forms

- 1) Applicants shall obtain forms to become PMHCs under this Part by writing to: Department of Mental Health and Developmental Disabilities, ATTN: Participating Mental Health Center Services, Division of Mental Health and Forensic Services, William G. Stratton Building, Suite 400, Springfield IL 62765.
- 2) The application shall require an applicant to certify that it meets the criteria for application and participation as described in Section 258.210. In addition, the application shall request information about:

- A) The applicant including the type of ownership, the names of all owners, partners and stockholders;

DEPARTMENT OF MENTAL HEALTH AND
DEVELOPMENTAL DISABILITIES

NOTICE OF PROPOSED RULES

- B) Site addresses and telephone numbers; and
 - C) The authorized representative for the applicant.
- 3) The authorized representative for the applicant shall sign and date the application forms.
- b) Application acceptance and verification
- 1) Applications or renewals shall be deemed received by the Department on the postmark date.
 - 2) The Department shall notify an applicant of any error or omission made in the submission of an application within 30 days after receipt of the application. Failure of the Department to respond shall not constitute a waiver of the requirements. If the applicant fails to respond to the notice within 30 days after its postmark date, the Department shall terminate the application process and notify the applicant within 60 days after the postmark date of the original notice.
 - 3) The Department shall either approve or disapprove a completed application within 120 days after its receipt. If an application is incomplete, the Department shall notify the applicant of the status.

- 4) The Department may verify information supplied in applications.

- c) On receipt of a completed application and verification of the applicant's compliance with this Part, the Department shall approve the application and enter into a formal agreement with the applicant which will authorize applicant to act as a participating mental health center as provided in the Code and this Part.

- d) The Department shall negotiate with the applicants to establish reasonable dates on which the agreements shall become effective, to assure an orderly implementation which shall not unduly disrupt current procedures and processes. This process may involve implementation of a limited number of participating mental health centers starting on July 1, 1994; the exact number to be determined by the Department.

- e) The Department may conduct scheduled reviews of participating mental health centers. The Department shall review the records required under this Part or premises, or both, as it deems appropriate for the purpose of determining compliance with the Code

DEPARTMENT OF MENTAL HEALTH AND
DEVELOPMENTAL DISABILITIES

NOTICE OF PROPOSED RULES

and this Part. Any deficiencies noted shall be responded to by the participating mental health center within 30 days. The response shall be considered as accepted unless the Department indicates otherwise in writing within 30 days after receipt of that response. Reviews of PMHC's shall be coordinated with other review procedures conducted by the Department.

- f) The term of the formal agreement is for one year, with the year beginning on July 1st and ending on June 30th. Initial agreements that are not signed by July 1st shall nonetheless end June 30th.

- g) In the event that multiple agencies submit competing applications to serve as a PMHC for the same population of a community service area, the Department shall enter into a formal agreement with the applicant that the Department determines to be most qualified to provide the necessary services, based on past experience with the providers and the resources available to the providers and the recommendation of the local area network.

- h) Any agency denied a formal agreement to provide PMHC service pursuant to Section 258.220(g) may appeal the denial in accordance with Section 258.270.

Section 258.230 Renewal of formal agreement

- a) On Department notification, each participating mental health center shall submit a signed and dated renewal application at least 120 days prior to expiration of the current agreement if renewal is sought.

- b) PMHCs in compliance with this Part shall be renewed for an additional one-year period.

- c) If the Department does not approve an application for renewal, it shall notify the PMHC in writing 90 days prior to the expiration of the agreement.

- d) Notice of the Department's decision not to renew an agreement shall include a clear and concise statement of the reason on which the determination is based and notice of the opportunity for a hearing.

Section 258.240 Non-transferability of formal agreement

- a) A formal agreement is not assignable or transferable.
- b) Discontinuation of operations causes the agreement to be void.

DEPARTMENT OF MENTAL HEALTH AND
DEVELOPMENTAL DISABILITIES

NOTICE OF PROPOSED RULES

Section 258.250 Withdrawal

- a) If, at any time, a PMHC determines that it will terminate operation as a participating mental health center, it shall notify the Department of its decision at least 60 days prior to the date of termination.
- b) This notice shall be given to the Department, to service providers working with the PMHC and to the affected court system(s) including the state's attorney and public defender, and to the Guardianship and Advocacy Commission.
- c) The notice shall state the proposed date for cessation and the reason.
- d) The PMHC shall continue to be liable for all actions arising from the duties as a participating mental health center during the timeframe of the contract, and shall maintain responsibility for any hearings under Section 258.540 or required court testimony arising from its actions as a participating mental health center.

Section 258.260 Denial of or revocation of formal agreement

- a) The Department may deny or revoke an agreement at any time if the PMHC:
 - 1) Fails to comply with the service requirements identified in Subpart C of this Part;
 - 2) Fails to comply with the general agency requirements identified in Subpart B of this Part; or quality assurance requirements identified in Subpart D of this Part;
 - 3) Fails to correct deficiencies identified as a result of an on-site review by the Department;
 - 4) Submits false information either on Department forms or during an on-site review;
 - 5) Refuses to permit or participate in an on-site review;
 - 6) Willfully violates any rights of individuals being served; or
 - 7) Fails to comply with the terms of the formal agreement.
- b) If the Department determines that the health and safety of individuals is at risk, the agreement shall be revoked, at the Department's discretion, as soon as practical while preserving the health and safety of the individuals served by the PMHC. The Department shall

DEPARTMENT OF MENTAL HEALTH AND
DEVELOPMENTAL DISABILITIES

NOTICE OF PROPOSED RULES

immediately take all steps necessary to insure the health and safety of all affected individuals.

- c) Notice of intent to revoke will be given 90 days prior to the date of revocation, if the health and safety of individuals is not at risk.
- d) The 90 days notice period may be used by the PMHC to correct deficiencies, and on submission of proof of correction, the revocation may be reversed.
- e) The Department shall refuse to enter into an agreement or renew an agreement or shall revoke an agreement with an applicant if the owner and/or authorized representative of the applicant or licensee has been convicted of a felony, or a misdemeanor involving moral turpitude, as shown by a certified copy of the court judgment of conviction.
- f) If a PMHC contests the Department's decision regarding the denial or revocation of the agreement, it can request a hearing pursuant to Section 258.270, by providing written notice of the request.

Section 258.270 Hearings regarding denial or revocation of formal agreement

- a) An agreement may not be denied or revoked unless the agency is given written notice of the grounds for the Department's action.
- b) The agency may appeal the Department's proposed action by making a written request to the Director for a hearing within 15 days after the postmark date of the Department's written notice.
- c) The Department shall schedule a hearing within 20 working days after receipt of the request for appeal. The agency shall be notified by registered mail not less than 14 days prior to the date of the hearing. The notice shall include the date, time and place of the hearing and a short statement of the issues to be decided.
- d) The hearing shall be conducted by an administrative law judge authorized by the Director to conduct such hearings.
- e) Prior to the hearing date, the administrative law judge may hold a conference, either personally or by telephone, to resolve or narrow issues.
- f) At the hearing, both parties may present written and oral evidence. The Department shall have the burden of proving that there was substantial evidence of non-compliance with these standards. Substantial evidence is such evidence as a reasonable person can accept as adequate to support a conclusion (i.e., consists of somewhat

DEPARTMENT OF MENTAL HEALTH AND
DEVELOPMENTAL DISABILITIES

NOTICE OF PROPOSED RULES

less than a preponderance of evidence).

- g) The administrative law judge shall issue his or her written decision within 15 working days after the hearing. The decision shall include a statement of facts about the appeal and the administrative law judge's conclusions. Copies of the decision shall be sent to the agency and the Department.
- h) If the agency is not satisfied with the administrative law judge's decision, it may request a review of the decision by the Director or his or her designee. The request must be made in writing to the Director no later than 10 working days after the postmark date of the decision.
- i) On receipt of the request for review, the Director or his or her designee shall review the administrative law judge's decision and copies of all documents considered at the hearing. Within 20 working days of receipt of the request for review, the Director or his or her designee shall issue a written decision upholding or reversing the administrative law judge's decision. Copies of the decision shall be sent to the Department and the agency.
- j) The Director's or his or her designee's decision shall constitute a final administrative decision.
- k) If the agency does not request a hearing, or, if after conducting a hearing, the Department determines that the agreement should be denied or revoked, the Department shall issue an order to that effect.

Section 258.280 Annual directory

The Department shall annually publish and make available to interested persons and organizations a directory of participating mental health centers. The directory shall include the address, telephone number, and geographic area covered by each participating mental health center.

SUBPART C: SCREENING AND DISPOSITION SERVICES

Section 258.300 Screening service requirements

- a) The participating mental health center shall assure that all individuals presenting or presented in their community service area for admission to State-operated facilities are screened. It shall provide the screening service directly or through written agreements with other service providers (e.g., SASS programs) in the community service area.

DEPARTMENT OF MENTAL HEALTH AND
DEVELOPMENTAL DISABILITIES

NOTICE OF PROPOSED RULES

- b) Screening shall be available on a 24-hour basis, every day of the year. Acknowledgement of the request for screening shall occur within 60 minutes after the request. The face-to-face screening shall be initiated within 90 minutes after the acknowledgement of the request (or in such time as is reasonable to accommodate the geography and service needs of the community service area).
- c) All persons presenting or presented for admission to a State-operated facility shall be screened on a face-to-face basis and the screening shall be completed screening within four hours after notice of need for screening.
- d) Screening shall be available whenever necessary at sites other than the designated community screening site, based on consumer and service area needs and shall be available for individuals who are homeless wherever they may be located. Screenings shall be conducted in settings which are judged by the qualified certifier to be safe for all parties involved in screening activities.
- e) Staffing composition
 - 1) There shall be adequate qualified personnel to ensure the continuous availability (24 hours per day, every day of the year) of face-to-face screening at locations in the community service area as needed.
 - 2) Staff qualified to conduct a screening which results in a State-operated facility admissions screening are to be qualified certifiers as defined in Section 258.130.
 - 3) Staffing for screenings shall include qualified sign language interpreters on contract to be on call to provide communication assistance in order to assess the mental health status of an individual who is deaf or deaf-blind, or who uses sign language to communicate. Lists of qualified interpreters will be made available by the Department's Statewide Coordinator of Deaf Services for individuals who are deaf and hard of hearing.
- f) The screening shall assess:
 - 1) The individual's identification of the problem and his or her service needs;
 - 2) Signs and symptoms of mental illness;
 - 3) Mental status;

DEPARTMENT OF MENTAL HEALTH AND
DEVELOPMENTAL DISABILITIES

NOTICE OF PROPOSED RULES

- 4) Present level of functioning;
- 5) Dangerousness to self or others;
- 6) History of and current alcohol or substance abuse.
- 7) Estimate of level of intellectual functioning;
- 8) Brief treatment history, current medications, and community agency involvement;
- 9) Recent psychosocial stressors and possible precipitants for the current deterioration;
- 10) Diagnostic impression;
- 11) Preliminary estimate of income;
- 12) Insurance or other hospitalization benefits;
- 13) Criminal charges, if any;
- 14) Social support system;
- 15) Presence of dependents;
- 16) To the extent that information is immediately available to the screener, whether dependent(s) of the individual being screened is at risk based on:

- A) Reports or evidence of recent or past abuse or neglect of dependent(s), or
- B) The individual being screened exhibits present or past severe behavioral propensities from which it could reasonably be concluded that dependent are at risk of abuse or neglect.

17) Housing status.

g) The qualified certifier shall inquire as to the presence of current medical problems which may be further treated in the local community. This provision is in no way a substitute for the regular medical examination which anyone entering a State-operated facility would receive. It is prudent to medically evaluate individuals who are receiving treatment in community facilities.

DEPARTMENT OF MENTAL HEALTH AND
DEVELOPMENTAL DISABILITIES

NOTICE OF PROPOSED RULES

h) Whenever an individual presents or is presented for admission, the screening by the participating mental health center shall determine:

- 1) The individual's(s) symptoms, if any,
- 2) Whether those symptoms could be managed in the community and, if so, by what type of services or combination thereof;
- 3) Whether such services are presently available to the individual;
- 4) If such services are not presently available to the individual, the reason they are not available; and
- 5) Whether the individual's symptoms require admission to a State-operated facility;
- 6) In addition, the screening shall determine the existence of dependents when a parent or caregiver is screened, and if any exist, determine whether adequate arrangements have been made for the care of the dependent. If the individual requires hospitalization and such arrangements cannot be made, it is the responsibility of the screening agent to report to DCFS at 1/800/252-2873 in the case of minor dependent(s), or for adult dependents notify other appropriate authorities consistent with Section 11 of the Confidentiality Act.
- 7) These determinations shall be documented in a written record which is subject to the provisions of the Confidentiality Act, and which shall be considered in any review of a denial of admission conducted pursuant to Section 3-405 of the Code, and Section 258.540.

i) Participating mental health centers shall use a uniform screening and referral form to be completed for each individual screened for SOF hospitalization regardless of outcome.

- 1) The uniform screening and referral form shall be designed by the Department with input for revision by PMHC's. The form shall be distributed by the Department.
- 2) A copy of the form shall be kept on file as a permanent part of the individual's clinical record at an identified location specified by the PMHC.
- 3) The PMHC shall assure that uniform screening and referral forms are maintained in such a manner that data can be periodically reviewed by the Department for chronological

DEPARTMENT OF MENTAL HEALTH AND
DEVELOPMENTAL DISABILITIES

NOTICE OF PROPOSED RULES

periods such as quarters of and full fiscal years.

- 4) If State-operated facility hospitalization is the outcome of the screening, the original of the uniform screening and referral form shall be provided to the State-operated facilities at the time of admission. The uniform screening and referral form shall be used for the written recommendation for admission to State-operated facilities.
- 5) If SOF hospitalization is the outcome, the uniform screening and referral form shall clearly state why a community alternative was not appropriate, the objective problems to be addressed through in-patient treatment, and the name of the recommended service provider to be responsible for continuity of care during and after hospitalization.
- 6) The original uniform screening and referral form shall be attached to any subsequent filed petition for involuntary admission.

j) If an individual presents or is presented at the SOF for admission without having been screened, the SOF shall contact the PMHC and arrangements shall be made for a screening by the PMHC in a location appropriate for the screening depending upon the individual's clinical condition.

k) Screening disposition

The screening shall result in a clear case disposition, with one of six possible outcomes, justified in the uniform screening and referral form:

- 1) A finding of no need for treatment;
- 2) A finding of need for appropriate alternative community services, with referral and linkage to that appropriate service;
- 3) A finding of need for acute hospitalization with hospitalization available in a community inpatient setting and with assistance in accessing admission;
- 4) A finding of need for acute hospitalization with hospitalization unavailable in a community inpatient setting, therefore resulting in a finding of need for State-operated facility admission, with a justified written recommendation in the uniform screening and referral form and arrangements made for transport to the State-operated facility;

DEPARTMENT OF MENTAL HEALTH AND
DEVELOPMENTAL DISABILITIES

NOTICE OF PROPOSED RULES

- 5) A finding of need for State-operated facility hospitalization, with a justified written recommendation in the uniform screening and referral form and arrangements made for transport to the State-operated facility; or
- 6) A finding that the individual could benefit from services, but refuses referral to either a hospital or to appropriate community services and does not meet criteria for involuntary hospitalization.

Section 258.310 State-operated facility admission criteria

a) Adult criteria

On application submitted pursuant to Sections 3-400 and 3-401 of the Code, any individual age 16 or older who applies for admission to a State-operated facility in any community service area that has a participating mental health facility, or who from such community service area applies directly to a State-operated facility, shall be admitted, if and only if,

- 1) No services exist within the community service area which are presently available to and appropriate for the individual for treatment and management of the presenting problem, and services in other geographic areas that are usually available to the PMHC cannot be accessed; and
- 2) Is an individual who is alleged to be subject to involuntary admission by way of a petition; or is alleged to be subject to involuntary admission by way of a petition but who in the opinion of the facility director, or his or her designee, may be clinically appropriate for voluntary admission; or is an individual who is presenting for voluntary admission without a petition; and is mentally ill and because of that illness is exhibiting or reasonably expected to exhibit in the near future any of the following:
 - A) Dangerous behavior posing a risk to self, others or property such as threats, acts or ideation of harm to self or others, or grossly distorted or inappropriate affect that could put the individual at risk of harm to self or others;
 - B) Impaired reality testing as manifested by disabling hallucinations, grossly distorted thought processes such as delusions, extreme disorientation or confusion accompanied by disturbed behavior; or

DEPARTMENT OF MENTAL HEALTH AND
DEVELOPMENTAL DISABILITIES

NOTICE OF PROPOSED RULES

- C) Need for ongoing skilled observation due to inability to guard self from serious harm.
- 3) In non-emergencies an adult under the age of 21 shall be accompanied by a certification of need from a team of health care professionals, who are independent from the SOF, which is signed by a physician, and which certifies that the following regulatory elements are met:
- A) Ambulatory care resources in the community do not meet the needs of the individual;
 - B) Inpatient treatment under the direction of a physician is needed; and
 - C) The services can reasonably be expected to improve the individual's condition, or prevent further regression so that services will no longer be needed.

b) Child and adolescent criteria

On application submitted pursuant to Sections 3-503 and 3-504 of the Code, any minor for whom application to a State-operated facility is made who resides in a community service area that has a participating mental health center shall be admitted only if:

- 1) No services exist in the community service area which are presently available to and appropriate for the individual for treatment or management of the presenting problem and facilities or services in other geographic areas that are usually available to the PMHC cannot be accessed;
- 2) The individual is a minor who is being presented on the application of the parent or guardian; or by a person in loco parentis, or of an interested person 18 years of age or older when, after diligent effort, the minor's parent, guardian or person in loco parentis cannot be located (Section 3-504 of the Code) or is a minor 16 years of age or older seeking voluntary admission, who is mentally ill and because of that illness is exhibiting a serious emotional or behavioral disturbance of an acute nature, requiring and likely to be responsive to an intensive level of short-term care available only in a psychiatric hospital with 24-hour access to physicians and nurses. Severe emotional and behavioral disturbance that may be attributable to mental illness and likely to be responsive to psychiatric hospitalization could be characterized by one or more of the following:

DEPARTMENT OF MENTAL HEALTH AND
DEVELOPMENTAL DISABILITIES

NOTICE OF PROPOSED RULES

- A. Acute disabling symptoms such as impaired reality testing, rapid cognitive decline, formal thought disorder, bizarre or irrational behavior, hallucinations, severely depressed mood, affective lability, or dissociation;
 - B. Imminent danger to self, others, or property (attributable to primary psychiatric disease);
 - C. Acute impairment of interpersonal, familial, community, occupational, or academic functioning and/or significant disruption of normal developmental progress; or
 - D. Necessity for diagnostic procedure available only in the hospital setting, e.g., special drug therapy or continuous skilled psychiatric observation.
- 3) In non-emergencies the minor shall be accompanied by a certification of need from a team of health care professionals, who are independent from the SOF, which is signed by a physician, which certifies that the following regulatory elements are met:

- A) Ambulatory care resources in the community do not meet the needs of the individual;
 - B) Inpatient treatment under the direction of a physician is needed; and
 - C) The services can reasonably be expected to improve the individual's condition, or prevent further regression so that services will no longer be needed.
- 4) Inability or unwillingness of the minor's parent or guardian to provide for his or her residence or care shall not be grounds for refusing to seek appropriate less restrictive treatment alternatives.

c) Medical clearance criteria

Individuals who require immediate acute or intensive medical care which requires services of medical hospital emergency rooms or inpatient medical settings not available in SOFs, shall be referred to a medical hospital and will not be accepted for admission to state operated facilities until medically stable.

DEPARTMENT OF MENTAL HEALTH AND
DEVELOPMENTAL DISABILITIES

NOTICE OF PROPOSED RULES

- d) No individual who meets the criteria set forth in subsection (a) or (b) of this Section shall be denied admission to a state operated facility because of the existence of mental health or related services in the community unless appropriate arrangements have been made for the actual provision of such services.
- e) In determining whether an individual applying for admission to a State-operated facility meets the above criteria, the state operated facility and PMHC shall, at minimum, consider the availability and appropriateness of the services set forth in Section 258.210(b).
- f) If it is determined that an individual is not in need of treatment, no treatment shall be provided.
- g) If it is determined that an individual is in need of treatment but does not meet the criteria set forth in subsection (a) or (b) of this Section, the applicant shall either be assisted in accessing hospitalization in a community inpatient setting or referred to and linked with appropriate community services as set forth in Section 258.360(a).

Section 258.320 State-operated facility admission disposition

- a) If the result of the screening is a recommendation for State-operated facility (SOF) admission, the PMHC qualified certifier shall:

- 1) Contact the State-operated facility to inform the intake staff of the pending arrival of the individual, prior to the individual's departure for the SOF;
- 2) Assure that the individual has a safe mode of transportation to the SOF that is appropriate to his or her condition and circumstances. Upon receipt of a petition and certificate prepared pursuant to Chapter III, Article VI of the Code, the county sheriff of the county in which the individual is located shall take the individual into custody and transport to the SOF. The county sheriff may make other arrangements with a public or private entity to transport the individual to the SOF or may delegate the duties to another law enforcement body if that body agrees; and
- 3) By sealed envelope delivery, assure that the original of the uniform screening and referral form (the written recommendation for admission) and original petition and certificate(s) if completed, are available to the SOF at the time the individual arrives at the SOF.

DEPARTMENT OF MENTAL HEALTH AND
DEVELOPMENTAL DISABILITIES

NOTICE OF PROPOSED RULES

- b) When an individual is recommended for SOF admission, an SOF physician with admitting privileges must authorize the admission.
- 1) Adults meeting the criteria for emergency or involuntary hospitalization shall be admitted if they are seeking voluntary admission or if they are accompanied by a petition for involuntary admission, or a petition and valid first certificate, or a petition and two valid certificates.
 - 2) Individuals not meeting the criteria set forth in Section 258.310(a) or (b) may be assessed by the SOF physician as not appropriate for admission.
 - 3) If the qualified certifier recommending admission is a physician with admitting privileges at the SOF, an individual seeking voluntary admission shall be admitted to the SOF.
 - 4) When an individual is recommended for voluntary admission by a qualified certifier who does not have admitting privileges, the individual shall be admitted by the SOF admitting physician unless the individual withdraws the voluntary application for admission or unless on examination by the SOF admitting physician serious doubt exists that the individual meets the criteria set forth in Section 258.310.
- c) If serious doubt exists regarding the meeting of admission criteria on examination by the SOF admitting physician, the PMHC will be immediately contacted and a diligent effort will be made for a resolution of the difference of clinical opinion and for appropriate disposition.
- 1) If after diligent effort an acceptable resolution cannot be negotiated, the PMHC and/or the SOF shall request activation of the disposition dispute resolution process as described in Section 258.520.
 - 2) While such diligent effort for resolution occurs, the individual seeking voluntary admission shall be admitted on an informal admission status in accordance with Section 3-300 of the Code.
 - d) If an individual presents directly to the SOF seeking voluntary admission the SOF shall contact the PMHC to discuss the case. If the PMHC has screened an individual and does not recommend admission of an individual seeking voluntary admission, the SOF shall not admit the individual unless the individual meets the criteria set forth in Section 258.310 based on the SOFs evaluation.

DEPARTMENT OF MENTAL HEALTH AND
DEVELOPMENTAL DISABILITIES

NOTICE OF PROPOSED RULES

- e) An individual denied admission by the PMHC or the SOF may object to a denial of admission through the utilization review process described in Section 258.530.

Section 258.330 Court-ordered admissions

On occasion the court may find that an individual requires examination, or detention and examination, prior to a court hearing to determine need for involuntary commitment. Courts may also hold hearings and order an individual involuntarily hospitalized at an SOF prior to the individual being admitted at the SOF. If the individual is being considered for detention for examination or for involuntary commitment at a State-operated facility, the individual shall be screened by the PMHC. The court may require an examination from another source in addition to the screening.

- a) Participating mental health centers shall assure the availability of screening services for SOF admissions, to the court or courts to which their geographic area relates.

- b) Screening services shall be available to the court prior to detention for examination at an SOF or prior to a court ordered involuntary commitment.

- c) Courts may issue orders for detention and examination at SOFs or may order involuntary commitment to SOFs prior to the occurrence of a screening by a PMHC. If this occurs, the PMHC shall conduct the screening as soon as possible after the admission, possible but within 24 hours, at the SOF. Results of the screening shall be made available to the SOF and the court.

Section 258.340 Admission of individuals alleged to be subject to involuntary admission

- a) Participating mental health centers shall have the capability and shall be available to screen all individuals alleged to be subject to involuntary admission prior to SOF admission.
- b) Individuals alleged to be subject to involuntary admissions (SIA) at an SOF, shall be screened by the participating mental health center, either (and preferably) before admission to the SOF or if that is not possible, within 24 hours after admission to the SOF.
- c) Diligent efforts must be made to develop working relationships with all entities involved in the admission process of individuals who are alleged to be SIA and to inform all entities of the availability and desirability of PMHC screening of individuals who are alleged to be SIA in order to assure treatment in the least restrictive setting

DEPARTMENT OF MENTAL HEALTH AND
DEVELOPMENTAL DISABILITIES

NOTICE OF PROPOSED RULES

possible. Entities include (but may not be limited to) the courts, officers of the courts, police agencies, community hospitals, and community mental health service providers.

d) Involuntary admission process

- 1) Individuals may present or be presented to the PMHC for screening for SOF admission without a completed petition or petition and first certificate and may be objecting to hospitalization. If it appears to the screeners that admission is possible, the individual being screened shall be advised of his or her rights under Section 3-208 of the Code, orally or in sign language and in writing. If the screening indicates that hospitalization is necessary, the qualified certifier shall obtain the petition from an appropriate witness and complete the first certificate prior to transportation of the individual to the State-operated facility.

- 2) Individuals may present or be presented to the PMHC for screening for SOF admission with a completed petition for involuntary hospitalization. The individual being screened shall be advised orally or in sign language, and in writing of his or her rights under Section 3-208 of the Code by the qualified certifier. If the screening indicates that involuntary hospitalization is necessary, the qualified certifier shall complete the first certificate prior to transportation of the individual to the State-operated facility.

- 3) Individuals may present or be presented to the PMHC for screening with a completed petition and a completed first certificate. If the qualified certifier is a psychiatrist as defined by Section 1-121 of the Code, he or she shall complete the second certificate if the results of the screening so indicate, and after advising the individual of his or her rights under Section 3-208 of the Code.

- 4) If an individual presents or is presented to the PMHC for screening with a petition only, and the qualified certifier determines that involuntary hospitalization is not appropriate, due to the availability of appropriate alternative community treatment, the PMHC shall arrange for such alternative treatment. Arrangements shall be made for the next working day by firm referral that specifies the name of the person referred to, date, time and place or shall be made immediately if the individual requires immediate crisis intervention.

DEPARTMENT OF MENTAL HEALTH AND
DEVELOPMENTAL DISABILITIES

NOTICE OF PROPOSED RULES

- 5) If an individual presents or is presented to the PMHC for screening with a petition and completed certificate which has not yet been filed with the circuit court, and the qualified certifier determines through the screening that involuntary hospitalization is not needed due to the availability of appropriate alternative community treatment the qualified certifier shall:
- A) Contact the qualified examiner, physician or clinical psychologist, who completed the first certificate and communicate the availability of the alternative treatment, and the reasons why the alternative is viewed as appropriate;
 - B) Attempt to obtain the agreement of the qualified examiner, physician or clinical psychologist who completed the first certificate, for use of the community alternative rather than hospitalization at the State-operated facility;
 - C) If the qualified examiner, physician or clinical psychologist who completed the first certificate agrees, the individual shall be enrolled in the community alternative; and
 - D) If the qualified examiner, physician, or clinical psychologist who completed the first certificate is unalterably opposed to an alternative to hospitalization in a SOF, the qualified certifier shall complete the uniform screening and referral form with the recommendation for alternatives to hospitalization and shall forward it along with the individual to the State-operated facility for review by the SOF admission psychiatrist who shall examine the individual for appropriateness for completion of the second certificate.

- 6) Individuals on whom a petition or petition and first certificate have been completed may bypass the PMHC screening under certain conditions:

- A) When an individual presents such a danger that transportation to a screening site would result in significant additional risk to the individual or those who have him or her in custody and the qualified certifier cannot reasonably travel to the location of the individual; or

DEPARTMENT OF MENTAL HEALTH AND
DEVELOPMENTAL DISABILITIES

NOTICE OF PROPOSED RULES

- B) When, after a diligent effort, a qualified certifier cannot be located to conduct the screening.
- 7) When PMHC screening is bypassed, and the individual is transported to the SOF:
 - A) The State-operated facility staff shall immediately inform the PMHC; and
 - B) The PMHC qualified certifier shall conduct the screening at the State-operated facility as soon as possible (but within 24 hours) in order to provide information to the SOF psychiatrist prior to the completion of the second certificate.
- 8) Whenever a screening has occurred which involves an individual who is alleged to be subject to involuntary admission (i.e., a petition and valid certificate have been completed) and the individual has been admitted to a State-operated facility, the information and recommendations of the screening shall be provided to the court to be available for any subsequent court hearing. The court may require the physical presence and testimony of the petitioner and/or qualified certifier in such hearings.
- 9) The qualified certifier shall inform the court of the appropriateness of the option of involuntary community treatment (alternative treatment) as described in Section 3-812 of the Code.

Section 258.350 Court linkage

Prior to implementation of screening by a PMHC in a specific geographic area, the PMHC shall develop and implement a plan for:

- a) Informing the courts (i.e., the clerk and officers of the court) and police agencies of the pending availability of the screening process. This may be in conjunction with the Department.
- b) Developing working relationships with the courts to facilitate the screening process; and
- c) Providing assistance to the courts to assure that the courts and officers of the courts can effectively implement their responsibilities.

DEPARTMENT OF MENTAL HEALTH AND
DEVELOPMENTAL DISABILITIES

NOTICE OF PROPOSED RULES

Section 258.360 Linkage and continuity of care

- a) When an individual is screened by the PMHC for SOF admission and the result of the screening is a finding that admission is not appropriate, the participating mental health center shall offer appropriate services for the individual's level of clinical need, and if the individual accepts the offer, the individual shall be formally linked to the necessary services. If services are necessary but immediate contact is not clinically necessary the person shall be seen by the community provider the next working day. To determine whether immediate contact is clinically necessary, the PMHC shall consider: Factors which may prevent linkage including access to transportation, familiarity with location, ease with which the individual can be contacted, conflicts with existing appointments and the individual's history of following through with services. For individuals who are homeless and mentally ill, immediate contact with services is always clinically necessary. In all cases, the service provider shall diligently seek to engage the individual in the clinically necessary service. Reasons for failure to see the individual by the next working day shall be documented in the individual's file.

- b) When an individual is screened and admitted to an SOF, the PMHC shall notify the current community service provider(s) (if other than the PMHC) or that section of the PMHC that has or shall have continuing care responsibility for the individual admitted.

The current community service provider or section of the PMHC, that has or shall have continuing care responsibility shall contact the SOF the next working day and shall:

- 1) Participate as active members of the SOF treatment team;
- 2) Participate in the first individual master treatment plan development meeting;
- 3) Participate in other planned treatment team meetings (or special treatment team meetings) as deemed necessary;
- 4) Actively participate in the ongoing treatment process through periodic face to face contact with the individual during his or her stay in the SOF;
- 5) Participate in discharge and aftercare planning including plans related to housing as well as community mental health treatment;

DEPARTMENT OF MENTAL HEALTH AND
DEVELOPMENTAL DISABILITIES

NOTICE OF PROPOSED RULES

- 6) Assure that face to face treatment services commence in accordance with the discharge plan as soon as clinically appropriate, but in no case more than five days following discharge; and

- 7) Document treatment activities in the SOF clinical record, including the plan for post discharge community services.

Section 258.370 Confidentiality

To insure that the individual's rights are protected and that all services provided to individuals comply with the law, participating mental health centers shall ensure that:

- a) The rights of individuals shall be protected in accordance with Chapter 2 of the Code.
- b) The right of individuals to confidentiality shall be governed by the Confidentiality Act. The Confidentiality Act provides in Section 9.2 that for the purposes of continuity of care, the Department and community agencies funded by the Department may disclose an individual's record or communications, without consent, to each other, but only for the purpose of admission, treatment planning or discharge. Entities shall not redisclose any personally identifiable information, unless necessary for admission, treatment planning, or discharge of the identified individual to another setting.

Section 258.380 Clinical records

- a) The participating mental health center shall ensure the confidentiality of individuals' records in accordance with the Confidentiality Act and shall ensure safekeeping of all records maintained by it against loss or destruction.

- b) The PMHC shall maintain a clinical record for each individual screened which shall conform to the record keeping requirements of the Department's rules at 59 Ill. Adm. Code 132.

Section 258.390 Service area boundaries, community service area boundaries and requirements

- a) The Department may divide the State into districts and may change these area boundaries as appropriate and necessary for the purpose of regulating admission and transfers of individuals to State-operated facilities for the mentally ill. (Section 8 of the Act) For the purpose of this Part those districts shall be equivalent to service areas.

DEPARTMENT OF MENTAL HEALTH AND
DEVELOPMENTAL DISABILITIES

NOTICE OF PROPOSED RULES

b) Geographic divisions

Under Title II of the Mental Retardation Facilities and Community Mental Health Centers Construction Act of 1963 (42 U.S.C. 6000 (1991)), the Department is required to establish planning areas for the delivery of community mental health services. These planning areas are used to plan and develop a network of services among existing providers, to identify gaps in service provision, to develop programs to fill the gaps of highest priority, and to develop a local funding base, as evidenced by the Department's rules at 59 Ill. Adm. Code 103. In the rural areas of the State, these areas are composed of several counties; in the most heavily populated urban areas, single counties are divided into multiple planning areas.

c) For the purposes of this Part, the community service areas shall be established to integrate with the local area network of existing service providers for adults, and for children and adolescents, and to be composed of planning areas as set forth in subsection (b) of this Section. When necessary the Department may make modifications of the composition of the planning areas and local area networks to reflect the demographic and community profiles of the area, including community consensus, and how the community service area will conform to other political subdivisions; for example, to provide increased integration of children and adolescent services, the geographic boundaries for a PMHC screening children and adolescents may conform to DCFS youth service areas. For rural areas of the State, the community service area will be composed of contiguous counties, or portions thereof; while in more densely populated urban areas, the community service areas may consist of one or more planning areas, as established in subsection (b) of this Section in a given county.

d) The Department shall annually publish a list of community service areas indicating their geographic boundaries and their relationship to local area networks and the LANs geographic boundaries.

Section 258.400 Responsibility for undomiciled individuals and individuals from a geographic area other than that served by the participating mental health center

a) Admission screening by the participating mental health center shall take place for any individual who presents or is presented for screening, without regard to whether the individual is homeless, resides outside of the State or resides outside of the PMHC's geographic area of responsibility.

b) If an individual is without an identifiable point of residence (i.e., is homeless) and has no current identifiable service provider, the PMHC

DEPARTMENT OF MENTAL HEALTH AND
DEVELOPMENTAL DISABILITIES

NOTICE OF PROPOSED RULES

and its associated service providers shall provide community crisis intervention services or continuity of care services in the SOF to which the individual may be admitted as if the individual were living in a stable residence in the PMHC's geographic area.

c) If the individual is homeless and mentally ill and has no current service provider requires services beyond crisis intervention services, the PMHC shall link the individual to a community provider based on the following:

- 1) When community mental health services will most likely be delivered based upon the individual's stated preference;
- 2) The neighborhood where the individual typically stays;
- 3) Where the individual's significant support network is located; and
- 4) The PMHC.

d) If the individual with mental illness who is without an identifiable point of residence (i.e., homeless) has a current service provider outside of the PMHC's geographic area, the PMHC's responsibility shall arrange continuity of care services with that service provider as described in subsection (c) of this Section for individual's residing outside of the PMHC community service area. In making such arrangements the PMHC shall first consider the individual's personal preferences as to the location of the provider who will provide continuity of care services.

e) If an individual is screened who resides in a geographic area other than that of the participating mental health center, the PMHC's shall:

- 1) If the individual does not require SOF hospitalization but does require immediate crisis services, those services shall be provided, until the individual's care can be assumed by the responsible agency from the individual's geographic area of residence;
- 2) If the individual does not require SOF hospitalization or crisis service, then he or she shall be referred and linked to the responsible service provider from the geographic area of residence;
- 3) If the individual requires SOF hospitalization, the PMHC shall proceed in accessing SOF hospitalization; or

**DEPARTMENT OF MENTAL HEALTH AND
DEVELOPMENTAL DISABILITIES**

NOTICE OF PROPOSED RULES

- 4) If the individual requires services of any kind, the screening PMHC shall inform the responsible agency (and the PMHC for the responsible agency's community service area if such PMHC exists) of the disposition determination in these circumstances, within 24 hours or on the next working day of the agency to be notified, and shall confirm the disposition in writing.

Section 258.410 Interagency linkages

In geographic areas in which multiple mental health service providers exist, the participating mental health center shall have written linkage agreements with all DMHDD funded providers, with the LAN steering committee (adult LAN and children and adolescents LAN), and with other service providers as necessary, to assure that a full range of alternative mental health services is available to individuals who are screened for SOF admission. Such interagency agreements shall specify:

- a) The nature of the services provided;
- b) The criteria for enrollment in the services;
- c) Procedures to be used by the PMHC to access the services; and
- d) A mechanism for ongoing communication and cooperation between the PMHC and the other service provider.

SUBPART D: QUALITY ASSURANCE

Section 258.500 Quality assurance requirements and performance indicators

- a) The participating mental health center shall develop and implement a quality assurance plan for screening which shall include initial and continuing training requirements for all screening staff covering service delivery legal issues and consumer sensitivity. The quality assurance plan shall be approved by the Department.
- b) The Department shall monitor the quality of screening services on a periodic basis, at least annually, and shall require the development and implementation of plans of correction when quality assurance indicators indicate that established thresholds are not being met. The Department shall request data from PMHCs for the purposes of evaluation of PMHC performance as frequently as is necessary. Such data requests may be more frequent during the initial phases of implementation when interim reports are to be compiled.
- c) The quality assurance plan shall establish PMHC specific screening and deflection indicators which measure quality of care or service.

**DEPARTMENT OF MENTAL HEALTH AND
DEVELOPMENTAL DISABILITIES**

NOTICE OF PROPOSED RULES

Such indicators may be changed from time to time as various aspects of care or service are identified as warranting monitoring. PMHC's shall provide quality assurance reports to the Department on a periodic basis as requested by the Department.

- d) Primary and secondary consumer satisfaction shall be a required quality assurance indicator.
- e) The Department, with input from community providers, interest groups and consumers, shall establish system-wide performance indicators for participating mental health centers which shall measure the effectiveness of screening and deflection services. Performance indicators may be changed from time to time by the Department after receiving input from PMHC's. Performance indicator data shall be provided to the Department as requested.
- f) Participating mental health center and SOFs shall maintain performance records to include the following.
 - 1) On a periodic basis, to be established by the Department, and at least annually, each participating mental health center shall provide a written report to the Department containing the following information for the preceding fiscal year:
 - A) The number of individual(s) presenting or presented for admission to a State-operated mental health facility;
 - B) The number of individual(s) recommended for admission to a State-operated mental health facility;
 - C) The number of individual(s) offered other mental health services and, an accounting by category of the types of others services offered and provided;
 - D) The number of individual(s) denied mental health services;
 - E) The number of individual(s) recommended for admission to a State-operated mental health facility solely because community mental health services which the qualified certifier deemed appropriate for those individuals were not actually available for them;
 - F) The number of individual(s) in each of the above categories who were undomiciled at the time of their evaluation; and

DEPARTMENT OF MENTAL HEALTH AND
DEVELOPMENTAL DISABILITIES

NOTICE OF PROPOSED RULES

G) The living arrangements of the individual at the time of the screening.

2) On a periodic basis, to be established by the Department, and at least annually, each state operated mental health facility shall provide a written report to the Director of the Department of Mental Health and Developmental Disabilities containing the following information:

- A) The number of individuals presenting to the SOF who were not screened by the PMHC.
- B) Whether the individual was admitted to the facility;
- C) Whether the individuals who were admitted were recommended for admission to the facility by a qualified certifier;
- D) Regardless of whether the individual was admitted to the facility, the alternative mental health services which were considered by the facility;
- E) If the individual was not admitted, the reason for that decision and the alternative mental health services offered or provided to the individual; and,
- F) if no mental health services were offered or provided to the individual, the reason that no services were offered or provided.

3) The Department shall annually publish and make available to interested persons and organizations a report containing the information specified in subsections (f)(1) and (f)(2) of this Section. During the initial period of implementation, the Department may publish interim reports covering shorter time periods.

4) The Department may contract with an outside independent party to conduct an evaluation of the impact of the PMHC system on mental health services in Illinois. Such outside party shall have access to all relevant Department and PMHC data bases for the purpose of the evaluation.

Section 258.510 Contract dispute resolution

If there is a dispute related to the written contractual agreement between the PMHC and the State-operated facility or the Department, the authorized PMHC

DEPARTMENT OF MENTAL HEALTH AND
DEVELOPMENTAL DISABILITIES

NOTICE OF PROPOSED RULES

representative and the facility director, or their designees shall meet to discuss their differences and reach a resolution. If after diligent effort, a resolution cannot be reached or if the dispute is between the PMHC and the Department, the authorized PMHC representative and the Director, or their designees, shall meet to discuss their differences and reach a resolution regarding the contractual dispute.

Section 258.520 Disposition dispute resolution process

a) If, after diligent effort, an acceptable resolution of a difference in clinical opinion regarding the appropriateness of SOF admission between the PMHC and the SOF cannot be negotiated pursuant to Section 258.320, the PMHC may request disposition dispute resolution. Pending the outcome of the disposition dispute resolution, the individual may elect to be admitted to the State-operated facility on an informal status as provided in Section 3-300 of the Code. The disposition dispute resolution process involves the review of the findings of the qualified certifier who recommended admission, and the findings of the SOF clinical staff who determined that the individual was not appropriate for hospitalization, by an independent third party clinician agreed upon in advance by both the PMHC and the SOF. Such independent third party clinician shall be identified, selected and jointly funded by the PMHC and the SOF, and shall be identified at the time of application for PMHC status.

b) The decision for admission, continued admission, or discharge from informal status made by the independent third party clinician shall be accepted by the PMHC and the SOF in all but the most extreme circumstances. The decision of the third party clinician shall be issued within one working day after being called on after a thorough review of the clinical issues presented by the individual requesting admission and of the alternative forms of treatment that are actually available for the individual.

c) In the extreme circumstance that either the PMHC or the SOF adamantly disagrees with the decision of the third party clinician, the PMHC or SOF may request a review of that decision by the Department's Director or his or her designee. The decision of the Director shall be final.

- 1) Such request to the Director or his or her designee must be submitted within two working days of the third party clinician's communication of his or her decision to the PMHC and the SOF.
- 2) With such written request, the PMHC shall submit all relevant written documentation regarding the screening and admission recommendation, and the SOF shall submit all written

DEPARTMENT OF MENTAL HEALTH AND
DEVELOPMENTAL DISABILITIES

NOTICE OF PROPOSED RULES

documentation regarding the difference in clinical opinion on the appropriateness of admission, and the findings of the third party clinician.

- 3) The Director or his or her designee shall review the facts as presented and render a decision within five working days of receipt of the request and the supporting documentation.

Section 258.530 Utilization review hearings

An individual denied admission to a State-operated facility may request a utilization review hearing of that decision, as permitted by Section 3-207 of the Code and the Department's rule at 59 Code 112.10. The participating mental health center shall comply with the requirements of a utilization review hearing, as required by Section 3-207 of the Code and the Department's rule at 59 Ill. Adm. 112.10.

Section 258.540 Complaint investigation

- a) PMHC's shall have a formal policy and procedure on presentation of grievances and complaints for investigation and resolution.
- b) Individuals, their significant others, or their guardians shall be permitted to present complaints regarding the process or results of a screening to the participating mental health center for investigation and resolution.
- c) On receiving a complaint, the PMHC shall investigate the allegations of the complaint and based upon those findings, try to resolve the complaint.
- d) Participating mental health centers shall keep a file of all complaints, investigation findings and resolutions. This file shall be made available for Department inspection if requested.
- e) This Section does not intend to prohibit or in any way interfere with the ability of the individual or their guardian, or significant other, to lodge a complaint against a participating mental health center with the Department or any other agency or entity. Individuals presenting complaints shall not have his or her rights infringed or interfered with because of making such complaint. If an individual or his or her guardian lodges a complaint against a PMHC with the Department, the Department shall investigate the complaint and may conduct a review as provided in Section 258.220(e). Failure to permit or participate in a review may result in a revocation of the agreement as provided in Section 258.260(a).

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of the Part:

AIDS Confidentiality and Testing Code

- 2) Code Citation:

77 Ill. Adm. Code 697

- 3) Section Numbers:

697.30
697.200
697.210
697.220

Proposed Action:

Amendment
Amendment
Amendment

- 4) Statutory Authority:

Implementing and authorized by AIDS Confidentiality Act (Ill. Rev. Stat. 1991, ch. 111 1/2, par. 7301 et seq.) [410 ILCS 305]; AIDS Registry Act (Ill. Rev. Stat. 1991, ch. 111 1/2, par. 7351 et seq.) [410 ILCS 310]; The Communicable Disease Prevention Act (Ill. Rev. Stat. 1991, ch. 111 1/2, par. 22.10 et seq.) [410 ILCS 315]; and Sections 55, 55.11, 55.41 and 55.45 of the Civil Administrative Code of Illinois (Ill. Rev. Stat. 1991, ch. 127, pars. 55, 55.11, 55.41 and 55.45) [20 ILCS 2310/55, 55.11, 55.41 and 55.45].

- 5) A Complete Description of the Subjects and Issues Involved:

This rulemaking amends existing rules concerning the title of the AIDS case reporting forms. The rulemaking also deletes obsolete terms to make the subsections consistent.

- 6) Will this Rulemaking Replace an Emergency Rule Currently in Effect?

Yes _____ No X

- 7) Does this Rulemaking Contain an Automatic Repeal Date? Yes _____ No X

If "yes," please specify the date: _____

- 8) Does this Rulemaking Contain any Incorporations by Reference? Yes _____ No X

If "yes," please specify type: 6.02(a) _____ or 6.06(b) _____

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED AMENDMENTS

- 9) Are there any Other Proposed Amendments Pending on this Part? Yes ___ No X

If yes:

- 10)

<u>Section Numbers</u>	<u>Proposed Action</u>	<u>Ill. Reg. Citation</u>
------------------------	------------------------	---------------------------

- Statement of Statewide Policy Objectives:

All states and local health authorities are requested to adopt the revised case report forms or a facsimile to report all AIDS cases.

- 11) Time, Place, and Manner in which Interested Persons May Comment on this Rulemaking:

Interested persons may present their comments concerning these rules by writing to Gail M. DeVito, Division of Governmental Affairs, Illinois Department of Public Health, 535 West Jefferson, Fifth Floor, Springfield, Illinois 62761 within 45 days after this issue of the Illinois Register.

These rules may have an impact on small businesses. In accordance with Sections 3.01 and 4.03 of the Illinois Administrative Procedure Act, any small business may present their comments in writing to Gail M. DeVito at the above address.

Any small business (as defined in Section 3.10 of the Illinois Administrative Procedure Act) commenting on these rules shall indicate their status as such, in writing, in their comments.

- 12) Initial Regulatory Flexibility Analysis:

- A) Date Rulemaking was Submitted to the Business Assistance Office of the Department of Commerce and Community Affairs:

- B) Type of Small Businesses Affected:

local health departments, physician's offices, hospitals

- C) Reporting, Bookkeeping or Other Procedures Required for Compliance:

submission of AIDS case report form

- D) Types of Professional Skills Necessary for Compliance:

nursing or medical records background

The full text of the Proposed Amendments begins on the next page:

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED AMENDMENTS

TITLE 77: PUBLIC HEALTH

CHAPTER I: DEPARTMENT OF PUBLIC HEALTH

SUBCHAPTER d: COMMUNICABLE DISEASE CONTROL AND IMMUNIZATIONS

PART 697

AIDS CONFIDENTIALITY AND TESTING CODE

SUBPART A: GENERAL PROVISIONS

Section	Applicability
697.10	Definitions
697.20	Incorporated Materials
697.30	Administrative Hearings
697.40	

SUBPART B: HIV TESTING

Section	Approved HIV Tests and Testing Procedures
697.100	HIV Pre-Test Information
697.110	Written Informed Consent
697.120	Anonymous Testing
697.130	Disclosure of the Identity of a Person Tested or Test Results
697.140	Marriage License Testing Requirements (Repealed)
697.150	HIV Testing for Insurance Purposes
697.160	Enforcement of the AIDS Confidentiality Act
697.170	HIV Testing for Blood and Human Tissue Donations
697.180	

SUBPART C: AIDS REGISTRY SYSTEM

Section	AIDS Registry System
697.200	Reporting Requirements
697.210	Release of AIDS Registry Information
697.220	

SUBPART D: HIV COUNSELING AND TESTING CENTERS

Section	HIV Counseling and Testing Centers
697.300	

SUBPART E: MISCELLANEOUS PROVISIONS

Section	Notification of School Principals
697.400	

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED AMENDMENTS

697.410 Guidelines for the Management of Chronic Infectious Diseases in School Children
697.420 Testing, Treatment or Counseling of Minors

697.Appendix A Sample HIV Testing Forms
Illustration A Sample Written Informed Consent Form
Illustration B Sample Marriage License Testing Certificate (Repealed)

697.Appendix B Statutory and Regulatory References to AIDS

AUTHORITY: Implementing and authorized by AIDS Confidentiality Act (Ill. Rev. Stat. 1991, ch. 111 1/2, par. 7301 et seq.) [410 ILCS 305]; AIDS Registry Act (Ill. Rev. Stat. 1991, ch. 111 1/2, par. 7351 et seq.) [410 ILCS 310]; The Communicable Disease Prevention Act (Ill. Rev. Stat. 1991, ch. 111 1/2, par. 22.10 et seq.) [410 ILCS 315], and Sections 55, 55.11, 55.41 and 55.45 of the Civil Administrative Code of Illinois (Ill. Rev. Stat. 1991, ch. 127, pars. 55, 55.11, 55.41 and 55.45) [20 ILCS 2310/55, 55.11, 55.41 and 55.45].

SOURCE: Emergency rules adopted at 12 Ill. Reg. 1601, effective January 1, 1988, for a maximum of 150 days; adopted at 12 Ill. Reg. 9952, effective May 27, 1988; amended at 13 Ill. Reg. 11544, effective July 1, 1989; amended at 15 Ill. Reg. 11646, effective August 15, 1991; emergency amendment at 17 Ill. Reg. 1213, effective January 7, 1993, for a maximum of 150 days; amended at 17 Ill. Reg. 15899, effective September 20, 1993.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE.

SUBPART A: GENERAL PROVISIONS

Section 697.30 Incorporated Materials

The following materials are incorporated or referenced in this Part:

- a) Illinois Statutes
 - 1) AIDS Confidentiality Act (Ill. Rev. Stat. 1991, ch. 111 1/2, par. 7301 et seq.) [410 ILCS 305],
 - 2) AIDS Registry Act (Ill. Rev. Stat. 1991, ch. 111 1/2, par. 7351 et seq.) [410 ILCS 310],
 - 3) The Communicable Disease Prevention Act (Ill. Rev. Stat. 1991, ch. 111 1/2, par. 22.11 et seq.) [410 ILCS 315],
 - 4) The Unified Code of Corrections (Ill. Rev. Stat. 1991, ch. 38, par. 1001-1-1 et seq.) [730 ILCS 5],

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED AMENDMENTS

5) The Medical Patients Rights Act (Ill. Rev. Stat. 1991, ch. 111 1/2, par. 5401 et seq.) [410 ILCS 50],

6) The Civil Administrative Code of Illinois (Ill. Rev. Stat. 1991, ch. 127, par. 55 to 55.45) [20 ILCS 2310-55 to 55.45].

b) Illinois Rules

1) Control of Communicable Disease Code (77 Ill. Adm. Code 690) (See in particular Section 697.140(a)(4) of this Part),

2) Control of Sexually Transmissible Diseases Code (77 Ill. Adm. Code 693) (See in particular Sections 697.140(a)(4) and 697.210(a) of this Part),

3) Illinois Clinical Laboratories Code (77 Ill. Adm. Code 450) (See in particular Section 697.180(c) and (e)),

4) Blood Labeling Code (77 Ill. Adm. Code 460) (See in particular Section 697.180(c) and (e) of this Part),

5) Sperm Bank and Tissue Bank Code (77 Ill. Adm. Code 470) (See in particular Section 697.180(c) and (e)),

6) Rules of Practice and Procedure in Administrative Hearings (77 Ill. Adm. Code 100) (See in particular Section 697.40 of the Part),

7) Illinois Blood Bank Code (77 Ill. Adm. Code 490).

c) Federal Rules

42 CFR 2a. 4(a) - (j), 2a. 6(a) - (b), and 2a. 7(a) - (b).

d) Other Codes, Guidelines and Standards

1) "Revision of the CDC Surveillance Case Definition for Acquired Immunodeficiency Syndrome," Centers for Disease Control, *Morbidity and Mortality Weekly Report* (MMWR) Supp. December 18, 1992; 41(RR17), Public Health Service, U.S. Department of Health and Human Services, Atlanta, Georgia 30333. (See the definition of AIDS in Section 697.20)

2) The "AIDS Confidential Case Report", as modified by the Department, a form prepared by the Centers for Disease Control, Public Health Service, U.S. Department of Health and Human Services, Atlanta, Georgia 30333, Office of

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED AMENDMENTS

Management and Budget No. 0920-0009, (1987) (See Section 697.210)

- 3) Guidelines for the Management of Chronic Infectious Diseases in School Children. (See Section 697.410)
- 4) 1993 Revised "Classification Scheme for HIV Infection", Centers for Disease Control, Morbidity and Mortality Weekly Report (MMWR), Vol. 41, No. RR-17, December 18, 1992, Public Health Service, U.S. Department of Health and Human Services, Atlanta, Georgia 30333.
- e) All citations to federal regulations in this Part concern the specified regulations in the 1992/1987 Code of Federal Regulations, unless another date is specified.
- f) All incorporations by reference of federal regulations or standards and the standards of nationally recognized organizations refer to the regulations and standards on the date specified and do not include any additions or deletions subsequent to the date specified.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 697.200 AIDS Registry System

The AIDS Registry System has been created to compile more complete and precise statistical data than presently available in order to evaluate AIDS treatment and prevention measures. The AIDS Registry System is ~~composed of two individual and interrelated components. These components are the~~ compilation of information concerning diagnosed cases of AIDS ~~and diagnosed cases of ARC.~~

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 697.210 Reporting Requirements

- a) Local Health Authorities which receive AIDS ~~and ARC~~ reports from physicians or hospitals shall report to the AIDS Registry System within seven (7) days after receiving the AIDS ~~or ARC~~ report. (See Control of Sexually Transmissible Disease Code, 77 Ill. Adm. Code 693.30.)
- b) The report shall be provided upon the "AIDS ~~Confidential~~ case report, ~~as modified by the Department~~ a form prepared by the Centers for Disease Control, Public Health Service, U.S. Department of Health and Human Services, Atlanta, Georgia 30333, OMB No. 0920-0009 and supplied by the Department.

- c) The Department requests, but does not require, hospitals maintained by the Federal Government or other governmental agencies within the United States to report AIDS ~~or ARC~~ case information concerning present or past residents of Illinois, using the

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED AMENDMENTS

"AIDS ~~Confidentiality~~ case report, ~~as modified by the Department~~ "

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 697.220 Release of AIDS Registry Information

- a) THE DEPARTMENT MAY NOT RELEASE INFORMATION GATHERED PURSUANT TO THIS ACT (AIDS REGISTRY ACT) UNLESS:
 - 1) IT IS IN STATISTICAL, NON-IDENTIFIABLE FORM;
 - 2) THE RELEASE OR TRANSFER IS TO AN ILLINOIS LOCAL PUBLIC HEALTH DEPARTMENT OR TO A REGISTRY OR HEALTH DEPARTMENT OF ANOTHER STATE, AND IS OF INFORMATION CONCERNING A PERSON WHO IS RESIDING IN THAT JURISDICTION. The Department shall disclose individual patient information concerning residents of another state to the Registry in the individual's state of residence if the recipient of reported information about AIDS ~~and ARC~~ is legally required to hold reported information about AIDS ~~and ARC~~ in confidence and provides protection from disclosure of patient identifying information equivalent to the protection afforded by the Illinois law. (Section 7(a) of the AIDS Registry Act).
- b) ALL DATA OBTAINED DIRECTLY FROM MEDICAL RECORDS OF INDIVIDUAL PATIENTS SHALL BE FOR THE CONFIDENTIAL USE OF THE DEPARTMENT AND THOSE ENTITIES AUTHORIZED BY THE DEPARTMENT TO VIEW SUCH RECORDS IN ORDER TO CARRY OUT THE PURPOSES OF THE REGISTRY ACT. (Section 7(b) of the AIDS Registry Act).
- c) THE IDENTITY OF ANY PERSON WHOSE CONDITION OR TREATMENT HAS BEEN STUDIED, OR ANY FACTS WHICH ARE LIKELY TO REVEAL THE IDENTITY OF SUCH PERSON, SHALL BE CONFIDENTIAL AND SHALL NOT BE REVEALED IN ANY REPORT OR ANY OTHER MATTER PREPARED, RELEASED OR PUBLISHED. RESEARCHERS MAY, HOWEVER, USE THE NAMES OF PERSONS WHEN REQUESTING ADDITIONAL INFORMATION FOR RESEARCH STUDIES APPROVED BY THE DEPARTMENT; PROVIDED, HOWEVER, THAT WHEN A REQUEST FOR ADDITIONAL INFORMATION IS TO BE MADE, THE DEPARTMENT SHALL FIRST OBTAIN AUTHORIZATION FROM THE PATIENT OR THE PATIENT'S LEGALLY AUTHORIZED REPRESENTATIVE after ascertaining that a test subject's physical and psychological condition is suitable for such a request in the opinion of the test subject's physician. (Section 7(c) of the AIDS Registry Act).

- 1) All requests by medical or epidemiologic researchers for confidential Registry

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED AMENDMENTS

data must be submitted in writing to the Registry. The request must include a study protocol which contains: objectives of the research; rationale for the research including scientific literature justifying current proposal; overall study methods, including copies of forms, questionnaires, and consent forms used to contact facilities, physicians or study subjects including methods for documenting compliance with 42 CFR 2a. 4(a) - (j), 2a. 6(a) - (b), and 2a. 7(a) - (b) (1); methods for the processing of data; storage and security measures taken to insure confidentiality of patient identifying information; time frame of the study; a description of the funding source of the study (e.g. federal contract); the curriculum vitae of the principal investigator and a list of collaborators. In addition, the research request must specify what patient or facility identifying information is needed and how the information will be used.

- 2) All requests to conduct research and modifications to approved research proposals involving the use of data which includes patient or facility identifying information shall be subject to a review to determine compliance with the following conditions. The Department will enter into contracts for research which require the release of patient or facility identifying information when requests meet the following conditions:
 - A) The request for patient or facility identifying information contains stated goals or objectives;
 - B) The request documents the feasibility of the study design in achieving the stated goals and objectives;
 - C) The request documents the need for the requested data to achieve the stated goals and objectives;
 - D) The requested data can be provided within the timeframe set forth in the request;
 - E) The request documents that the researcher has qualifications relevant to the type of research being conducted;
 - F) The research will not duplicate other research already underway using the same Registry data; and
 - G) The request documents other such conditions relevant to the need for the patient or facility identifying information and the patient's confidentiality rights, because the Department will only release the patient or facility identifying information which is necessary for the research.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED AMENDMENTS

- 3) The Department will enter into research contracts for all approved research requests. These contracts shall specify exactly what information is being released and how it can be used. In addition, the researcher shall include assurances that:
 - A) The researcher understands that use of data is restricted to the specifications of the protocol;
 - B) The researcher understands that any and all data which may lead to the identity of any patient, research subject, physician, other person, or hospital are strictly privileged and confidential and agrees to keep all such data strictly confidential at all times;
 - C) The researcher understands that all officers, agents and employees are to keep all such data strictly confidential,
 - D) The researcher agrees to communicate the requirements of this Section to all officers, agents, and employees, to discipline all persons who may violate the requirements of this Section, and to notify the Department in writing within forty-eight (48) hours of any violation of this Section, including full details of the violation and corrective actions to be taken;
 - E) The researcher understands that all data provided by the Department pursuant to this contract may only be used for the purposes named in this contract and that any other or additional use of the data shall result in immediate termination of this contract by the Department; and
 - F) The researcher understands that all data provided by the Department pursuant to this contract is the sole property of the Department and may not be copied or reproduced in any form or manner and agrees to return all data and all copies and reproduction of the data to the Department upon termination of the contract.
 - 4) Any departures from the approved protocol must be submitted in writing and approved by the Director in accordance with subsection (c) (2) of this Section above prior to initiation. No patient or facility identifying information may be released by a researcher to a third party.
 - 5) The Department shall disclose individual patient or facility information to the reporting facility which originally supplied that information to the Department, upon written request of the facility.
- d) AIDS and ARC information may be disclosed in accordance with the provisions of

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED AMENDMENTS

Sections 697.140 and 697.400 of this Part.

- e) NO LIABILITY SHALL ATTACH TO ANY HOSPITAL, PHYSICIAN OR OTHER FACILITY SUBMITTING INFORMATION PURSUANT TO THIS ACT BASED UPON A CLAIM THAT SUCH HOSPITAL, PHYSICIAN OR FACILITY REPORTED INFORMATION WHICH MAY BE CONFIDENTIAL. (Section 7(d) of the AIDS Registry Act).

(Source: Amended at 18 Ill. Reg. _____, effective _____)

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of the Part:

Control of Sexually Transmissible Diseases Code

- 2) Code Citation:

77 Ill. Adm. Code 693

- 3) Section Numbers:

693.15
693.30

Proposed Action:

Amendment
Amendment

- 4) Statutory Authority:

Implementing and authorized by the Illinois Sexually Transmissible Disease Control Act (Ill. Rev. Stat. 1991, ch. 111 1/2, par. 7401 et seq.) [410 ILCS 325] and the Department of Public Health Act (Ill. Rev. Stat. 1991, ch. 111 1/2, pars. 22 and 22.04) [20 ILCS 2305/2 and 6].

- 5) A Complete Description of the Subjects and Issues Involved:

This rulemaking amends existing rules concerning the title of the AIDS case reporting form and the information that is to be collected to reflect the CDC's revised case reporting forms. The rulemaking also amends current language to eliminate redundancy and clarify reporting requirements

- 6) Will this Rulemaking Replace an Emergency Rule Currently in Effect?

Yes ☐ No ☒

- 7) Does this Rulemaking Contain an Automatic Repeal Date? Yes ☐ No ☒

If "yes," please specify the date: _____

- 8) Does this Rulemaking Contain Any Incorporations By Reference?

Yes ☐ No ☒

If "yes," please specify type: 6.02(a)___ or 6.02(b)___

- 9) Are there any other Proposed Amendments Pending on this Part?

Yes ☐ No ☒

DEPARTMENT OF PUBLIC HEALTH
NOTICE OF PROPOSED AMENDMENTS

If Yes:

Section Numbers	Proposed Action	Ill. Reg. Citation
-----------------	-----------------	--------------------

10) Statement of Statewide Policy Objectives:

All local authorities are requested to adopt the revised case report forms or a facsimile to report all AIDS cases.

11) Time, Place, and Manner in which Interested Persons May Comment on this Rulemaking:

Interested persons may present their comments concerning these rules by writing to Gail M. DeVito, Division of Governmental Affairs, Illinois Department of Public Health, 525 West Jefferson, Second Floor, Springfield, Illinois 62761, within 45 days after this issue of the Illinois Register.

These rules may have an impact on small businesses. In accordance with Sections 3.01 and 4.03 of the Illinois Administrative Procedure Act, any small business may present their comments in writing to Gail M. DeVito at the above address.

Any small business (as defined in Section 3.10 of the Illinois Administrative Procedure Act) commenting on these rules should indicate their status as such, in writing, in their comments.

12) Initial Regulatory Flexibility Analysis:

A) Date Rulemaking was Submitted to the Business Assistance Office of the Department of Commerce and Community Affairs:

B) Type of Small Businesses Affected:

Local health departments, physician offices, hospitals.

C) Reporting, Bookkeeping or Other Procedures Required for Compliance:

Submittal of AIDS case report form.

D) Types of Professional Skills Necessary for Compliance:

Nursing or medical records background.
Technical.

The full text of the Proposed Amendments begins on the next page.

DEPARTMENT OF PUBLIC HEALTH
NOTICE OF PROPOSED AMENDMENTS

TITLE 77: PUBLIC HEALTH

CHAPTER I: DEPARTMENT OF PUBLIC HEALTH

SUBCHAPTER K: COMMUNICABLE DISEASE CONTROL AND IMMUNIZATIONS

PART 693

CONTROL OF SEXUALLY TRANSMISSIBLE DISEASES CODE

Section	Definitions
693.10	Incorporated Materials
693.15	Reportable STDs and Laboratory Results
693.20	Reporting
693.30	Fines and Penalties
693.35	Contact Interview and Investigation
693.40	Notification of Health Care Contacts
693.45	Physical Examination and Medical Treatment for Syphilis, Gonorrhea, Chlamydia
693.50	Isolation for Syphilis, Gonorrhea, Chlamydia
693.60	Counseling and Education for AIDS and HIV
693.70	Isolation for AIDS and HIV
693.80	Quarantine
693.90	Confidentiality
693.100	Examination and Treatment of Prisoners
693.110	Certificate of Freedom from STDs
693.120	Treatment of Minors
693.130	Control Measures
693.140	

AUTHORITY: Implementing and authorized by Illinois Sexually Transmissible Disease Control Act (Ill. Rev. Stat. 1991, ch. 111 1/2, pars. 7401 et seq.) [410 ILCS 325] and the Department of Public Health Act (Ill. Rev. Stat. 1991, ch. 111 1/2, pars. 22 and 22.04) [20 ILCS 2305/2 and 6].

SOURCE: Adopted at 12 Ill. Reg. 10097, effective May 27, 1988; amended at 15 Ill. Reg. 11686, effective August 15, 1991; emergency amendment at 15 Ill. Reg. 16462, effective October 28, 1991 for a maximum of 150 days; amended at 16 Ill. Reg. 5921, effective March 30, 1992; emergency amendment at 17 Ill. Reg. 1213, effective January 7, 1993, for a maximum of 150 days; emergency expired June 7, 1993; amended at 17 Ill. Reg. 15909, effective September 20, 1993.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE OR PARAPHRASE THEREOF.

Section 693.15 Incorporated Materials

The following materials are incorporated or referenced in this Part:

- a) Illinois Statutes

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED AMENDMENTS

- 1) "Illinois Sexually Transmissible Disease Control Act" (Ill. Rev. Stat. 1991, ch. 111 1/2, par. 7401 et seq.)(410 ILCS 325).
- 2) The Department of Public Health Act (Ill. Rev. Stat. 1991, ch. 111 1/2, pars. 22 and 22.04)(20 ILCS 2305/2 and 6).
- 3) The Consent by Minors to Medical Procedures Act (Ill. Rev. Stat. 1991, ch. 111, par. 4501 et seq, in particular par. 4504)(410 ILCS 210 and 210/4).

b) Illinois Rules

- 1) AIDS Confidentiality and Testing Code (77 Ill. Adm. Code 697) (See Sections 693.30 (b)(1), (d) and (h) and 693.100 (b)(4) and (5) of this Part).
- 2) Rules of Practice and Procedure in Administrative Hearings (77 Ill. Adm. Code 100) (See Section 693.35 of this Part).
- 3) Program Standards for Local Health Departments (77 Ill. Adm. Code 615) (See Section 693.40 (c)(7) of this Part).

c) Other Codes, Guidelines and Standards

- 1) "Revision of the CDC Surveillance Case Definition for Acquired Immunodeficiency Syndrome", Centers for Disease Control (CDC), ~~Morbidity and Mortality~~ Morbidity and Mortality Weekly Report (MMWR) Supp. December 18, 1992; 41(RR17), Public Health Service, U.S. Department of Health and Human Services, Atlanta, Georgia 30333.
- 2) The "AIDS Confidential Case Report", as modified by the Department, a form prepared by the Centers for Disease Control, Public Health Service, U.S. Department of Health and Human Services, Atlanta, Georgia 30333, Office of Management and Budget (OMB) No. 0920-0009 (1992).
- 3) "Recommendations for Prevention of HIV Transmission in Health-Care Settings" (Centers for Disease Control, MMWR 1987, vol. 36, Supp. No. 25, pages 3S-18S).
- 4) Joint Advisory Notice, Department of Labor/Department of Health and Human Services, HBV/HIV, Federal Register, Vol. 52, No. 210, pp. 41818-41823, October 30, 1987 (See Section 639.140)
- 5) "Recommendations for Preventing Transmission of Human Immunodeficiency Virus and Hepatitis B virus to Patients During Exposure-Prone Invasive Procedures" (Centers for Disease Control, Morbidity and Mortality Weekly

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED AMENDMENTS

Report (MMWR), vol. 40, no. RR-8, July 12, 1991).

- d) All citations to federal regulations in this Part concern the specified regulations in the 1990 Code of Federal Regulations, unless another date is specified.
- e) All incorporations by reference of federal regulations or standards and the standards of nationally recognized organizations refer to the regulations and standards on the date specified and do not include any additions or deletions subsequent to the date specified.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 693.30 Reporting

- a) Every physician licensed under the provisions of the Illinois Medical Practice Act shall report each case in which the physician has clinically diagnosed or treated a case of AIDS, HIV infection, syphilis, gonorrhea or chlamydia, or received a reportable STD laboratory result as set forth in Section 693.20(b). A hospital may, at the request of the physician of a person who has been admitted to the hospital, submit the physician's report to the appropriate health authority through the hospital's established disease-reporting mechanism. In all cases, the physician is responsible for ensuring that reporting is accomplished.

- 1) The STD case report shall be mailed within five days after such diagnosis or treatment. The STD laboratory report shall be mailed within five (5) days after receipt of the laboratory results.

- 2) If the reporting source is located in a county or city governed by a full-time Local Health Authority, the STD report shall be made to that health authority. For syphilis, gonorrhea and chlamydia patients in jurisdictions not covered by a Local Health Authority but by a Designated Agency, such reports shall be made to that Designated Agency. In all other cases, the STD report shall be made directly to the Illinois Department of Public Health.

- 3) For cases of AIDS or HIV infection, the STD report shall be made on a form furnished by the Department. For each report of AIDS, a physician shall complete the "AIDS confidential case report, as modified by the Department" (or "Pediatric AIDS confidential case report, as modified by the Department" for children under 13 years) which are forms developed by the Centers for Disease Control and Prevention ("CDC"), Public Health Service, U.S. Department of Health and Human Services, Atlanta, Georgia 30333, OMB No. 0920-0009. The STD report shall state the name, address and telephone number of the physician, the date of the report, as well as the following information, as available:

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED AMENDMENTS

A) For AIDS:

- i) The individual's name, address, telephone number, age, date of birth, age at diagnosis, current status (date of death), race/ethnicity, sex, country of birth, residence at diagnosis, facility ~~hospital~~ where diagnosis of AIDS was established;

ii) Patient risk history factors;

- iii) Laboratory results on HIV antibody tests, HIV detection tests, or immunologic laboratory tests ~~The diagnosis and any laboratory findings, including HIV test results;~~

- iv) Information concerning the presence and method of diagnosis of AIDS indicator diseases, including the RVCT case number, the nine-digit code for individuals with tuberculosis;

- v) Each AIDS related diagnosed successive, opportunistic disease (e.g. pneumocystis carinii pneumonia, Kaposi's sarcoma or esophageal candidiasis), regardless of whether the case is known or thought to have been previously reported in another state or health jurisdiction;

- vi) For reports submitted by health care facilities ~~hospitals~~, the name and telephone number of the individual completing the form, if different from the physician;

- vii) Information concerning treatment services and referrals and, for women, information on both the current pregnancy status and births after 1977, and for perinatal cases, information about birth history;

- viii) Whether the individual has had any invasive procedures performed on him or her and, if so, the types of invasive procedures and the name(s), address(es) and telephone number (s) of the health care provider(s) who performed those invasive procedures; and

- ix) Whether the individual is a health care provider, and, if so, the type of health care provider and whether the individual has performed invasive procedures.

- B) For HIV infection in cases not clinically diagnosed or treated as AIDS by the reporting physician:

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED AMENDMENTS

- i) The individual's city of residence, age, race/ethnicity, sex,
- ii) The laboratory findings,
- iii) Risk factors for HIV infection,
- iv) Whether the individual is known to have previously tested positive for antibodies to HIV,
- v) Reason for testing, and
- vi) Whether counseling and/or sex partner referral has taken place or whether assistance is needed from the Local Health Authority or the Department.

- 4) Syphilis, gonorrhea and chlamydia case and laboratory reports in cities having a population of 500,000 or over shall be made on a form furnished by the Local Health Authority. In all other cases, the report shall be made on a form furnished by the Department. The report shall state the name, address and telephone number of the physician, the date of the report, as well as the following information, as available:

- A) The individual's name, address, telephone number, age, birthdate, race/ethnicity, sex, marital status, pregnancy status,

- B) The diagnosis, diagnostic classification, and any laboratory findings,

- C) The amount and type of treatment, including preventive treatment, which the individual is receiving, has received or will receive, and whether treatment has been completed, and

- D) The type of treatment facility.

- b) Every laboratory and blood bank, through its Director, shall report each case in which the laboratory or blood bank performed a test for an STD which concluded with a reportable laboratory result.

- 1) The STD laboratory report shall be mailed within five (5) days after such test result.

- 2) If the reporting source is located in a county or city governed by a full-time Local Health Authority, the STD laboratory report shall be made to that health authority. For syphilis, gonorrhea and chlamydia test subjects in jurisdictions not covered by a Local Health Authority but by a Designated Agency, such

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED AMENDMENTS

reports shall be made to that Designated Agency. In all other cases, the STD laboratory report shall be made directly to the Illinois Department of Public Health.

- 3) For HIV laboratory results, the report shall be made on a form furnished by the Department. The report shall state the name and address of the laboratory or blood bank, the date of the report, as well as the following information, as available:

A) The individual's name, address, telephone number, age, race/ethnicity, sex, marital status, or patient code number as provided by the physician or other person who submitted the specimen for testing by a laboratory.

B) The name, address and telephone number of the physician or other person who submitted the specimen for testing (not applicable to blood banks), and

C) The individual's city of residence, age, race/ethnicity, and sex, and

D) The date the test was performed, the laboratory results, and the method employed.

- 4) Syphilis, gonorrhea and chlamydia laboratory reports in cities having a population of 500,000 or over shall be made on a form furnished by the Local Health Authority. In all other cases, the report shall be made on a form furnished by the Department. The report shall state the name and address of the laboratory or blood bank, the date of the report, as well as the following information, as available:

A) The individual's name, address, telephone number, age, race/ethnicity, sex, marital status, or patient code number as provided by the physician or other person who submitted the specimen for testing by a laboratory.

B) The name, address and telephone number of the physician or other person who submitted the specimen for testing (not applicable to blood banks), and

C) The date the test was performed, the laboratory results, and the method employed.

- 5) In addition to the above reporting requirements:

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED AMENDMENTS

- A) If the subject of the test is under eleven (11) years of age, any reactive or positive test results shall be reported to the Department by telephone immediately or as soon as Department business hours permit, at 800/252/8989.

- B) If any culture that is positive for gonorrhea is determined to be resistant to antibiotics, the test results shall be reported by telephone immediately, or as soon as business hours permit, to the Local Health Authority, Designated Agency or the Department, as appropriate.

- C) Every laboratory and blood bank shall report the total number of tests performed for STDs each week. Such report shall be made to the local health authority, designated agency or the Department, as appropriate.

- c) All persons required to report pursuant to this Part shall maintain the strict confidentiality of all information and records relating to known or suspected cases of STDs in accordance with Section 693.100 and 77 Ill. Adm. Code 697.140.

- d) For each report of AIDS which it receives, pursuant to the provisions of this Section, a Local Health Authority shall complete the "AIDS Confidential Case Report" (or "Pediatric Confidential Case Report" for children under 13 years) which are forms developed by the Centers for Disease Control ("CDC"), Public Health Service, U.S. Department of Health and Human Services, Atlanta, Georgia 30333, OMB No. 0920-0009. [The Local Health Authority shall forward a copy of the this CDC report to the Department's AIDS Registry System, within seven (7) days after receiving the original AIDS report (See Section 697.210 of the AIDS Confidentiality and Testing Code [77 Ill. Adm. Code 697]). The Local Health Authority shall assure the completeness of the report form. The Local Health Authority shall record the reporting source on the case report form, as available. The "AIDS Confidential Case Report" shall contain the following information:

- 1) Basic Patient Information: Patient's name, address, telephone number, date of birth, age at diagnosis, current status (date of death), sex, race/ethnicity, county of birth, residence at onset of illness suggestive of AIDS, hospital where diagnosis of AIDS was established;

- 2) Social and risk factors to AIDS;

- 3) Information concerning the presence and method of diagnosis of diseases indicative of AIDS;

- 4) Laboratory results on HIV serum antibody tests, HIV detection tests or diagnosis of other reason(s) for immunological dysfunction;

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED AMENDMENTS

5) Other pertinent information concerning the case including:

- A) units of blood donated or received by the patient;
- B) whether the individual has had any invasive procedures performed on him or her and, if so:
 - i) the types of invasive procedures; and
 - ii) the name(s), address(es) and telephone number(s) of the health care provider(s) who performed those invasive procedures;
- C) whether the individual is a health care provider and, if so:
 - i) the type of health care provider; and
 - ii) whether the individual has performed invasive procedures; and

6) Each AIDS-related diagnosed successive opportunistic disease (e.g., Pneumocystis carinii pneumonia, Kaposi's sarcoma or esophageal candidiasis), regardless of whether the case is known or thought to have been previously reported in another state or health jurisdiction:

- e) A Local Health Authority shall forward to the Department a copy of each HIV report which it receives pursuant to the provisions of this Section, within seven (7) days after receiving such report.
- f) A Local Health Authority or Designated Agency shall submit to the Department, on forms supplied by the Department, summary information on the reportable laboratory results for syphilis, gonorrhea and chlamydia which it receives pursuant to the provisions of this Section, within seven (7) days after receiving such results.
- g) A Local Health Authority or Designated Agency which receives a syphilis laboratory report with a patient code number shall contact the test subject's physician for information identifying that individual, within twenty-four (24) hours after receiving such report. The Department shall assume this responsibility within jurisdictions not covered by a Local Health Authority or Designated Agency.
- h) A Local Health Authority which receives an HIV laboratory report from a physician, laboratory or blood bank for an individual age three through twenty-one shall contact the physician listed in the report to obtain the individual's name and address, in order to comply with Section 697.400 of the AIDS Confidentiality and Testing Code (77 Ill. Adm. Code 697). The Department shall assume this responsibility within jurisdictions not covered by a Local Health Authority. The physician shall provide this information

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED AMENDMENTS

to the Local Health Authority or the Department unless the test subject is not enrolled in a public or private primary or secondary school. The physician shall contact the Local Health Authority or the Department if the physician learns that the test subject has enrolled in school at any subsequent date.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED AMENDMENTS

1) Heading of the Part:

Health Facilities Planning Procedural Rules

2) Code Citation:

77 Ill. Adm. Code 1130

3) Section Numbers:Proposed Action:

Appendix A

Amendment

4) Statutory Authority:

Ill. Health Facilities Planning Act

Ill. Rev. Stat. 1991, ch. 111½, par. 1151 et seq.

[20 ILCS 3960/1 et seq.]

5) A Complete Description of the Subjects and Issues Involved:

Revision of review thresholds for inflation.

6) Will this Rulemaking Replace an Emergency Rule Currently in Effect? Yes ___ No ✓7) Does this Rulemaking contain an Automatic Repeal Date? Yes ___ No ✓

If "yes," please specify the date:

8) Does this Rulemaking Contain Any Incorporation By Reference? Yes ___ No ✓

If "yes," please specify type: 6.02(a) ___ or 6.02(b) ___

9) Are there any other Proposed Amendments Pending on this Part? Yes ___ No ✓

If Yes:

<u>Section Numbers</u>	<u>Proposed Action</u>	<u>Ill. Reg. Citation</u>
------------------------	------------------------	---------------------------

10) Statement of Statewide Policy Objectives:

Reduce the rate of health care cost inflation through the review and approval of capital projects. No impact is anticipated on local governmental units.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED AMENDMENTS

11) Time, Place, and Manner in which Interested Persons May Comment on this Rulemaking:

Interested persons may present their comments concerning these rules by writing to Gail M. DeVito, Division of Governmental Affairs, Illinois Department of Public Health, 535 West Jefferson, Fifth Floor, Springfield, Illinois 62761 within 45 days after this issue of the Illinois Register. A public hearing will be held at 1:30 p.m. on May 6, 1992, Springfield Hilton Hotel, 7th and Adams, Springfield, Illinois.

These rules may have an impact on small businesses. In accordance with Sections 3.01 and 4.03 of the Illinois Administrative Procedure Act, any small business may present their comments in writing to Gail M. DeVito at the above address.

Any small business (as defined in Section 3.10 of the Illinois Administrative Procedure Act) commenting on these rules shall indicate their status as such, in writing, in their comments.

12) Initial Regulatory Flexibility Analysis:

A) Date Rulemaking was Submitted to the Business Assistance Office of the Department of Commerce and Community Affairs:

B) Type of Small Businesses Affected:C) Reporting, Bookkeeping or Other Procedures Required for Compliance:D) Types of Professional Skills Necessary for Compliance:

The full text of the Proposed Amendments begins on the next page:

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED RULES

TITLE 77: PUBLIC HEALTH

CHAPTER II: DEPARTMENT OF PUBLIC HEALTH/HEALTH FACILITIES PLANNING BOARD

SUBCHAPTER b: OTHER BOARD RULES

PART 1130

HEALTH FACILITIES PLANNING PROCEDURAL RULES

SUBPART A: AUTHORITY, PURPOSE AND DEFINITIONS

Section	Statutory Authority/Applicability
1130.110	Public Hearings
1130.120	Purpose
1130.130	Definitions
1130.140	Incorporated Materials
1130.150	

SUBPART B: WHO IS SUBJECT TO THE HEALTH FACILITIES PLANNING ACT

Section	Persons Subject to the Act
1130.210	Necessary Parties to the Application for Permit or Exemption
1130.220	

SUBPART C: TRANSACTIONS SUBJECT TO REVIEW

Section	Transactions Subject to Review
1130.310	

SUBPART D: TRANSACTIONS WHICH ARE EXEMPT FROM REVIEW

Section	Transactions Which Are Exempt from Review
1130.410	

SUBPART E: PROCEDURAL REQUIREMENTS FOR EXEMPTIONS

Section	Requirements for Exemptions Involving the Acquisition of Major Medical Equipment
1130.510	Requirements for Exemptions Involving the Change in Ownership of a Health Care Facility Other Than a Health Maintenance Organization
1130.520	Requirements for Exemptions Involving Health Maintenance Organizations
1130.530	Requirements for Exemptions Involving Involuntary Discontinuation
1130.540	Agency Processing of an Application for Exemption
1130.550	State Board Action
1130.560	

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED RULES

Validity of an Exemption

SUBPART F: PROCEDURAL REQUIREMENTS FOR THE REVIEW AND PROCESSING OF APPLICATIONS FOR PERMIT

Section	Duration of the Review Period and Time Frames
1130.610	Consultation, Classification and Completeness Review
1130.620	Agency Actions During the Review Period
1130.630	Extension of the Review Period Prior to Initial State Board Action
1130.640	Modification of an Application
1130.650	Approval of an Application
1130.660	Notice of Intent-to-Deny an Application
1130.670	Denial of an Application
1130.680	

SUBPART G: PERMIT VALIDITY, REPORTING REQUIREMENTS AND REVOCATION

Section	Validity of Permits
1130.710	Authorization to Obligate and Obligation
1130.720	Extension of the Obligation Period
1130.730	Renewal of a Permit
1130.740	Alteration of a Project for which a Permit Has Been Issued
1130.750	Semi-Annual Progress Reports
1130.760	Project Completion, Final Realized Costs and Cost Overruns
1130.770	Revocation of a Permit
1130.780	

SUBPART H: DECLARATORY RULINGS

Section	Declaratory Rulings
1130.810	Annual Inflation Adjustments to Review Thresholds

AUTHORITY: Implementing and authorized by the Illinois Health Facilities Planning Act (Ill. Rev. Stat. 1991, ch. 111½, pars. 1151 et seq.).

SOURCE: Adopted at 14 Ill. Reg. 7183, effective May 1, 1990; emergency amendment at 15 Ill. Reg. 4787, effective March 18, 1991, for a maximum of 150 days; amended at 15 Ill. Reg. 9731, effective June 17, 1991; emergency amendments at 16 Ill. Reg. 13153, effective August 4, 1992, for a maximum of 150 days; emergency expired January 1, 1993; amended at 17 Ill. Reg. 5882, effective March 24, 1993; amended at 17 Ill. Reg. 5882, effective March 26, 1993; amended at 18 Ill. Reg. _____, effective _____.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED RULES

Section 1130.APPENDIX A Annual Inflation Adjustments to Review Thresholds

1. Capital Expenditures (Other than Major Medical Equipment):

Baseline	Inflation Factor	revised Review Threshold	Effective Date of Revision
\$2,000,000	1.035	\$2,070,000	-
\$2,070,000	1.035	\$2,121,750	-
\$2,121,750	1.035	\$2,157,820	October 1, 1991
\$2,157,820	1.027	\$2,216,448	Effective date of this 1993 rulemaking
			March 26, 1993
\$2,216,448	1.074	\$2,357,193	October 1, 1993

2. Major Medical Equipment:

Baseline	Inflation Factor	Revised Review Threshold	Effective Date of Revision
\$1,000,000	1.028	\$1,028,000	-
\$1,028,000	1.049	\$1,078,372	-
\$1,078,372	1.037	\$1,118,272	October 1, 1991
\$1,118,272	1.036	\$1,158,530	Effective date of this 1993 rulemaking
			March 26, 1993
\$1,158,530	1.023	\$1,185,176	October 1, 1993

3. Calculation of Inflation Factors:

Inflation factors, for capital equipment projects represent the percentage increase or decrease in the related health care costs from July 1st of the preceding calendar year to July 1st of the year for which the adjustment is to be made. The capital threshold is adjusted utilizing the annualized data from the report year as compared to the preceding year. A growth in costs of five percent during this twelve-month period would result in an inflation factor of 1.05.

4. Source of Data:

The capital expenditure threshold adjustment for all items other than major medical equipment is taken from the Hospitals component of Square Footage, Cubic Feet and Percent of Total Costs (Item 460) from "Building Construction Cost Data 1990, 48th Annual Edition."

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED RULES

* The baseline threshold amounts have been adjusted for inflation for the period of 1988 to 1989. The calculated adjustment shown reflects the 1989 to 1990 time period.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

DEPARTMENT OF PUBLIC HEALTH/HEALTH FACILITIES PLANNING BOARD

NOTICE OF PROPOSED AMENDMENTS

1) Heading of the Part:

Health Facilities Planning Procedural Rules

2) Code Citation:

77 Ill. Adm. Code 1130

3) Section Numbers:Proposed Action:

Amendments
 1130.140
 Amendments
 1130.210
 Amendments
 1130.310
 Amendments
 1130.410
 Amendments
 1130.520
 Amendments
 1130.525
 New Section
 1130.530
 Repeal
 Amendments
 1130.570
 Amendments
 1130.620
 Amendments
 1130.650
 Amendments
 1130.710
 Amendments
 1130.720
 Amendments
 1130.730
 Amendments
 1130.740
 Amendments
 1130.750
 Amendments
 1130.760
 Amendments
 1130.770
 Amendments
 1130.780
 Amendments
 1130.790
 New Section

4) Statutory Authority:

Illinois Health Facilities Planning Act
 Ill. Rev. Stat. 1991, ch. 111 ½, par. 1151 et seq.
 20 ILCS 3960 et seq.

5) A Complete Description of the Subjects and Issues Involved:

Clarifies existing reporting requirements for permit holders and persons subject to the Health Facilities Planning Act, and reduces the permit requirement for End Stage Renal Disease treatment facilities and services.

6) Will this Rulemaking Replace an Emergency Rule Currently in Effect? Yes ☐ No ☒

DEPARTMENT OF PUBLIC HEALTH/HEALTH FACILITIES PLANNING BOARD

NOTICE OF PROPOSED AMENDMENTS

7) Does this Rulemaking contain an Automatic Repeal Date? Yes ☒ No ☐

If "yes," please specify the date:

Proposed Section will expire two years from the effective date of this section unless renewed by the State Board

8) Does this Rulemaking Contain Any Incorporations By Reference? Yes ☐ No ☒If "yes," please specify type: 6.02(a) ☐ or 6.02(b) ☐9) Are there any other Proposed Amendments Pending on this Part? Yes ☒ No ☐

If Yes:

Section Numbers	Proposed Action	Ill. Reg. Citation
1130. Appendix A	Threshold increases adjusted for inflation	

10) Statement of Statewide Policy Objectives:

Clarifies existing reporting requirements for permit holders and persons subject to the Health Facilities Planning Act and reduces the permit requirement for End Stage Renal Disease treatment facilities and services.

11) Time, Place, and Manner in which Interested Persons May Comment on this Rulemaking:

Interested persons may present their comments concerning these rules by writing to Gail M. DeVito, Division of Governmental Affairs, Illinois Department of Public Health, 535 West Jefferson, Fifth Floor, Springfield, Illinois 62761 within 45 days after this issue of the Illinois Register.

These rules may have an impact on small businesses. In accordance with Sections 3.01 and 4.03 of the Illinois Administrative Procedure Act, any small business may present their comments in writing to Gail M. DeVito at the above address.

Any small business (as defined in Section 3.10 of the Illinois Administrative Procedure Act) commenting on these rules shall indicate their status as such, in writing, in their comments.

12) Initial Regulatory Flexibility Analysis:A) Date Rulemaking was Submitted to the Business Assistance Office of the Department

DEPARTMENT OF PUBLIC HEALTH/HEALTH FACILITIES PLANNING BOARD

DEPARTMENT OF PUBLIC HEALTH/HEALTH FACILITIES PLANNING BOARD

NOTICE OF PROPOSED AMENDMENTS

NOTICE OF PROPOSED AMENDMENTS

of Commerce and Community Affairs:

TITLE 77: PUBLIC HEALTH
CHAPTER II: DEPARTMENT OF PUBLIC HEALTH/HEALTH FACILITIES PLANNING BOARD
SUBCHAPTER b: OTHER BOARD RULES

B) Type of Small Businesses Affected:

PART 1130
HEALTH FACILITIES PLANNING PROCEDURAL RULES

Health care facilities that meet the definition of small businesses.

C) Reporting, Bookkeeping or Other Procedures Required for Compliance:

SUBPART A: AUTHORITY, PURPOSE AND DEFINITIONS

None

Section
1130.110
1130.120
1130.130
1130.140
1130.150

Statutory Authority/Applicability
Public Hearings
Purpose
Definitions
Incorporated Materials

D) Types of Professional Skills Necessary for Compliance:

None

The full text of the Proposed Amendments begins on the next page:

SUBPART B: WHO IS SUBJECT TO THE HEALTH FACILITIES PLANNING ACT

Section
1130.210
1130.220

Persons Subject to the Act
Necessary Parties to the Application for Permit or Exemption

SUBPART C: TRANSACTIONS SUBJECT TO REVIEW

Section
1130.310

Transactions Subject to Review

SUBPART D: TRANSACTIONS WHICH ARE EXEMPT FROM REVIEW

Section
1130.410

Transactions Which Are Exempt from Review

SUBPART E: PROCEDURAL REQUIREMENTS FOR EXEMPTIONS

Section
1130.510

Requirements for Exemptions Involving the Acquisition of Major Medical Equipment

1130.520

Requirements for Exemptions Involving the Change in Ownership of a Health Care Facility ~~Other Than a Health Maintenance Organization~~

1130.525

Requirements for Exemptions Involving the Establishment or Discontinuation of Chronic Renal Dialysis Category of Service, Hospital Based or Free-Standing Facility

DEPARTMENT OF PUBLIC HEALTH/HEALTH FACILITIES PLANNING BOARD

NOTICE OF PROPOSED AMENDMENTS

1130.530	Requirements for Exemptions Involving Health Maintenance Organizations (Repealed)
1130.540	Requirements for Exemptions Involving Involuntary Discontinuation
1130.550	Agency Processing of an Application for Exemption
1130.560	State Board Action
1130.570	Validity of an Exemption

SUBPART F: PROCEDURAL REQUIREMENTS FOR THE REVIEW AND PROCESSING OF APPLICATIONS FOR PERMIT

Section	
1130.610	Duration of the Review Period and Time Frames
1130.620	Consultation, Classification and Completeness Review
1130.630	Agency Actions During the Review Period
1130.640	Extension of the Review Period Prior to Initial State Board Action
1130.650	Modification of an Application
1130.660	Approval of an Application
1130.670	Notice of Intent-to-Deny an Application
1130.680	Denial of an Application

SUBPART G: PERMIT VALIDITY, REPORTING REQUIREMENTS AND REVOCATION

Section	
1130.710	Validity of Permits
1130.720	Authorization to Obligate and Obligation
1130.730	Extension of the Obligation Period
1130.740	Renewal of a Permit
1130.750	Alteration of a Project for which a Permit Has Been Issued
1130.760	Semi-Annual Progress Reports
1130.770	Project Completion, Final Realized Costs and Cost Overruns
1130.780	Revocation of a Permit
1130.790	Penalties, Fines and Sanctions Mandated in the Illinois Health Facilities Planning Act for Non-compliance with the Act and the State Board's Rules

SUBPART H: DECLARATORY RULINGS

Section	
1130.810	Declaratory Rulings
APPENDIX A	Annual Inflation Adjustments to Review Thresholds

AUTHORITY: Implementing and authorized by the Illinois Health Facilities Planning Act (Ill. Rev. Stat. 1991, ch. 111½, pars. 1151 et seq.).

DEPARTMENT OF PUBLIC HEALTH/HEALTH FACILITIES PLANNING BOARD

NOTICE OF PROPOSED AMENDMENTS

SOURCE: Adopted at 14 Ill. Reg. 7183, effective May 1, 1990; emergency amendment at 15 Ill. Reg. 4787, effective March 18, 1991, for a maximum of 150 days; amended at 15 Ill. Reg. 9731, effective June 17, 1991; emergency amendments at 16 Ill. Reg. 13153, effective August 4, 1992, for a maximum of 150 days; emergency expired January 1, 1993; amended at 17 Ill. Reg. 5882, effective March 24, 1993; amended at 17 Ill. Reg. 5882, effective March 26, 1993; amended at 18 Ill. Reg. _____, effective _____.

SUBPART A: AUTHORITY, PURPOSE AND DEFINITIONS

Section 1130.140 Definitions

Definitions pertaining to program components can be found in the "Act" and in 77 Ill. Adm. Code 1100 and 1110. Definitions which will assist in the understanding of this Part are presented below.

a) Acquisition or Change of Ownership means a change in the person who has operational control of an existing health care facility. Acquisition or change of ownership is indicated by:

1) a transfer of stock or assets resulting in a person obtaining majority interest (i.e. over 50%) in the licensed or certified (if the facility is not subject to licensure) entity within a one year period; or

2) the issuance of a license by the Agency to a person different from the current licensee; or

3) the issuance of a provider number to a different person by certification agencies which administer Titles XVIII and XIX of the Social Security Act.

AGENCY NOTE: A permit or exemption is required prior to the acquisition or change of ownership of a health care facility.

b) Alteration means any revision or change to the components of a project as detailed in the application that occurs after State Board approval of the permit. Components which can be altered include size, number of beds, scope of services to be provided, cost or method of financing. The site of the proposed project or the person(s) who is (are) the permit holder cannot be altered.

c) Applicant means a person(s) who applies for a permit or exemption.

d) CAPITAL EXPENDITURE MEANS AN EXPENDITURE MADE BY OR ON BEHALF OF A HEALTH CARE FACILITY (AS SUCH A FACILITY IS DEFINED IN THIS ACT); AND WHICH UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES IS NOT PROPERLY CHARGEABLE AS AN EXPENSE OF OPERATION

DEPARTMENT OF PUBLIC HEALTH/HEALTH FACILITIES PLANNING BOARD

NOTICE OF PROPOSED AMENDMENTS

AND MAINTENANCE, OR IS MADE TO OBTAIN BY LEASE OR COMPARABLE ARRANGEMENT ANY FACILITY OR PART THEREOF OR ANY EQUIPMENT FOR A FACILITY OR PART; AND WHICH EXCEEDS THE CAPITAL EXPENDITURE MINIMUM. THE COST OF ANY STUDIES, SURVEYS, DESIGNS, PLANS, WORKING DRAWINGS, SPECIFICATIONS, AND OTHER ACTIVITIES ESSENTIAL TO THE ACQUISITION, IMPROVEMENT, EXPANSION, OR REPLACEMENT OF ANY PLANT OR EQUIPMENT WITH RESPECT TO WHICH AN EXPENDITURE IS MADE SHALL BE INCLUDED IN DETERMINING IF SUCH EXPENDITURE EXCEEDS THE CAPITAL EXPENDITURE MINIMUM. DONATIONS OF EQUIPMENT OR FACILITIES TO A HEALTH CARE FACILITY WHICH IF ACQUIRED DIRECTLY BY SUCH FACILITY WOULD BE SUBJECT TO REVIEW UNDER THIS ACT SHALL BE CONSIDERED CAPITAL EXPENDITURES, AND A TRANSFER OF EQUIPMENT OR FACILITIES FOR LESS THAN FAIR MARKET VALUE SHALL BE CONSIDERED A CAPITAL EXPENDITURE IF A TRANSFER OF THE EQUIPMENT OR FACILITIES AT FAIR MARKET VALUE WOULD BE SUBJECT TO REVIEW. (SECTION 3 OF THE ACT)

e) Capital Expenditure Minimum means the dollar amount or value which would require a permit for capital projects and major medical equipment. Capital expenditure minimums are annually adjusted to reflect the increase in construction costs due to inflation per Section 1130.310.

f) Certified or Certification means approval for a facility to receive reimbursement under Title XVIII and/or XIX of the Social Security Act (42 U.S.C.A 1395x).

g) Completion or Project Completion means that the project has been brought to a conclusion, and that the finished project is in accordance with what the State Board authorized and:

- 1) for projects with no cost that are limited to total discontinuation of a facility or of a category of service, the date the last patient is discharged or the date the permit for discontinuation is issued whichever comes later; or
- 2) for projects with no cost that are limited to a substantial change in beds (pursuant to Section 1100.220) in licensed long-term care facilities (pursuant to 77 Ill. Adm. Code 1100.220), the date the Agency issues a revised license; or
- 3) for projects with no cost that are limited to a substantial change in beds (pursuant to 77 Ill. Adm. Code 1100.220) in licensed hospitals or in state-operated facilities, the date the Agency receives a revised physical plant survey or the date of permit issuance which ever is later; or
- 4) for projects limited to the establishment of a category of service the date the first

DEPARTMENT OF PUBLIC HEALTH/HEALTH FACILITIES PLANNING BOARD

NOTICE OF PROPOSED AMENDMENTS

patient is treated or the date the Agency receives a report of final realized cost, whichever is later; or

5) for projects limited to the establishment of a health care facility, the date the health care facility is licensed or the date the Agency receives a report of final realized cost, whichever is later; or

6) for projects limited to the acquisition of major medical equipment, the date the Agency receives a report of final realized costs or the date the equipment is utilized to treat the first patient, whichever is later; or

7) for all other projects including the establishment of new facilities of modernization of existing facilities, the date the Agency receives a report of final realized costs.

8) for projects not in accordance with what the State Board authorized, including projects with cost overruns, the date the State Board determines the project is complete.

h) Consolidation means the combination of two or more existing health care facilities into a new health care facility terminating the existence of the existing or original facilities (A + B = C). Consolidation results in the establishment of a health care facility within the meaning of the Act and in the discontinuation of the existing facilities, resulting in termination of license for facilities subject to licensure or the loss of certification for facilities not subject to licensure. In example, consolidation becomes reviewable only when a new facility with a new license will be established due to the consolidation. In this case the A and B facilities which consolidate are reviewed for discontinuation and the new licensed facility C is reviewed for establishment. It is this discontinuation and establishment which creates the need for review.

i) CONSTRUCTION OR MODIFICATION MEANS THE ESTABLISHMENT, ERECTION, BUILDING, ALTERATION, RECONSTRUCTION, MODERNIZATION, IMPROVEMENT, EXTENSION, DISCONTINUATION, CHANGE OF OWNERSHIP OF OR BY A HEALTH CARE FACILITY, OR THE PURCHASE OR ACQUISITION BY OR THROUGH A HEALTH CARE FACILITY OF EQUIPMENT OR SERVICE FOR DIAGNOSTIC OR THERAPEUTIC PURPOSES OR FOR FACILITY ADMINISTRATION OR OPERATION OR ANY CAPITAL EXPENDITURE MADE BY OR ON BEHALF OF A HEALTH CARE FACILITY WHICH EXCEEDS THE CAPITAL EXPENDITURE MINIMUM. (SECTION 3 OF THE ACT)

j) Discontinuation means to cease operation of an entire health care facility; or to cease operation of a category of service for twelve months or more; or when a category of service fails to meet service utilization standards by the second year of operation

DEPARTMENT OF PUBLIC HEALTH/HEALTH FACILITIES PLANNING BOARD

NOTICE OF PROPOSED AMENDMENTS

subsequent to project completion; ~~or to reduce the facility bed total by more than ten beds or ten percent, whichever is less, within a two year period. Daily or seasonal fluctuations in bed complement are not considered discontinuation.~~

- k) Due Diligence means to take such actions toward the completion of a project for which a permit has been granted with that diligence and foresight which persons of ordinary prudence and care commonly exercise under like circumstances. An accidental or unavoidable cause which cannot be avoided by the exercise of due diligence in the meaning of this rule is a cause which reasonable prudent and careful persons, under like circumstances, do not and would not ordinarily anticipate, and whose effects under similar circumstances they do not and would not ordinarily avoid.

- l) Establish or Establishment means the construction of a health care facility or the replacement of an existing facility on another site, or the consolidation of two or more existing facilities into a new facility, or the development of a category of service.

- m) Existing Health Care Facility means any facility subject to the Act which:

- 1) has a ~~valid~~ license issued by the Agency and has provided services within the past 12 months, unless the failure to provide such service is the result of pending license revocation procedures, and has not surrendered or abandoned its license or had its license revoked or voided or otherwise deemed invalid by the Agency; or
- 2) is certified under Titles XVIII or XIX of the Social Security Act; or
- 3) is a facility operated by the State of Illinois; ~~or~~
- 4) ~~is a health maintenance organization which has a certificate of authority issued by the Department of Insurance.~~

~~45)~~ Projects for which permits have been granted but which are not complete pursuant to subsection (g) of this Section ~~above~~ shall not be considered existing facilities, but the approved number of beds or services shall be recorded in the Inventory of Health Care Facilities maintained by the Agency and shall be counted against any applicable need estimate.

- n) Final Decision or Final Administrative Decision or Final Determination means:

- 1) the decision by the State Board to approve or deny an application for permit. Action taken by the State Board to deny an application for permit is subsequent to an administrative hearing or to the waiver of such hearing; or

DEPARTMENT OF PUBLIC HEALTH/HEALTH FACILITIES PLANNING BOARD

NOTICE OF PROPOSED AMENDMENTS

- 2) the decision by the State Board on all matters other than the issuance of a permit.
- 3) The decision is final at the close of business of the State Board meeting at which the action is taken.

- o) Final Realized Costs are those costs of construction, modernization or equipment that have been incurred to complete a project for which a permit was granted. These costs include all expenditures and the dollar or fair market value of any component of the project whether acquired through lease, donation or gift.

- p) MAJOR CONSTRUCTION PROJECTS MEANS

- 1) PROJECTS FOR THE CONSTRUCTION OF NEW BUILDINGS;
- 2) ADDITIONS TO EXISTING FACILITIES BUILDINGS; AND
- 3) MODERNIZATION PROJECTS WHOSE COST IS IN EXCESS OF \$1,000,000 OR TEN PERCENT OF THE FACILITY'S OPERATING REVENUE, WHICHEVER IS LESS. (SECTION 53 OF THE ACT).

- q) MAJOR MEDICAL EQUIPMENT MEANS MEDICAL EQUIPMENT WHICH IS USED FOR THE PROVISION OF MEDICAL AND OTHER HEALTH SERVICES AND WHICH COSTS IN EXCESS OF THE CAPITAL EXPENDITURE MINIMUM, EXCEPT THAT SUCH TERM DOES NOT INCLUDE MEDICAL EQUIPMENT ACQUIRED BY OR ON BEHALF OF A CLINICAL LABORATORY TO PROVIDE CLINICAL LABORATORY SERVICES IF THE CLINICAL LABORATORY IS INDEPENDENT OF A PHYSICIAN'S OFFICE AND A HOSPITAL AND IT HAS BEEN DETERMINED UNDER TITLE XVIII OF THE SOCIAL SECURITY ACT (42 U.S.C.A. 1395X) TO MEET THE REQUIREMENTS OF PARAGRAPHS (10) AND (11) OF SECTION 1861((5)) OF SUCH ACT. IN DETERMINING WHETHER MEDICAL EQUIPMENT HAS A VALUE IN EXCESS OF THE CAPITAL EXPENDITURE MINIMUM, THE VALUE OF STUDIES, SURVEYS, DESIGNS, PLANS, WORKING DRAWINGS, SPECIFICATIONS, AND OTHER ACTIVITIES ESSENTIAL TO THE ACQUISITION OF SUCH EQUIPMENT SHALL BE INCLUDED. (ILL. REV. STAT. 1991, CH. 111 1/2, PARS. 1153 ET SEQ.)

- r) Merger means the absorption of one or more existing health care facility into another existing health care facility. The result of the absorption is that only one facility survives (A + B = B). Merger results in the modification (e.g. expansion of beds or services) of the survivor facility and the discontinuation of the facility being absorbed.

- s) Modification of an Application or Modification

DEPARTMENT OF PUBLIC HEALTH/HEALTH FACILITIES PLANNING BOARD

NOTICE OF PROPOSED AMENDMENTS

- 1) Modification of an Application or Modification means any change to a proposed project during the review period (i.e., prior to final State Board action) which results in changing the proposed project's physical size or gross square feet, the site within a planning area, the operating entity when the operating entity is not the applicant, the number of proposed beds, the categories of service to be provided, the cost, the method of financing, or the configuration of space within the building.

- 2) AGENCY NOTE: A change in the applicant or a change in site to outside the planning area originally identified in the application are not considered modifications and, if either occurs, the application is void.

- t) Notification of State Board Action means the transmittal of State Board decisions to the applicant or permit holder. Notification shall be given to the applicant's or permit holder's designated contact person, legal representative or chief executive officer.

- u) Obligation means receipt by the Executive Secretary of documents verifying one of the following:

- 1) that the project is to be accomplished through the execution of binding enforceable contract(s), including lease agreements, to expend an amount exceeding the State Board's review thresholds for capital expenditures or acquisition of major medical equipment ~~minimum~~ or by an amount equal to or greater than 33 percent ~~or more~~ of the permit amount, whichever is less, and that the permit holder has demonstrated a financial commitment to fund the project. Financial commitment can be shown by a statement from a financial institution or other lender indicating that funding will be provided; or

- 2) that the project is to be done internally or by permit holder and has been authorized by the governing body through the release of funds to expend 33 percent or more of the permit amount or an amount exceeding the capital expenditure minimum, whichever is less; or

- 3) that the project has no cost and has been completed in accordance with subsection (g) above.

AGENCY NOTE: Prior to signing principal contracts or to otherwise obligating the project, the permit holder is required to obtain an authorization to obligate pursuant to Section 1130.720.

- v) Project Commitment Date means the date the permit holder executes binding enforceable contracts to expend an amount which exceeds the capital expenditure minimum or at least 33 percent of the permit amount, whichever is less. For projects not undertaken by

DEPARTMENT OF PUBLIC HEALTH/HEALTH FACILITIES PLANNING BOARD

NOTICE OF PROPOSED AMENDMENTS

contract, the project commitment date is the date the permit holder's governing body authorizes or releases funds to expend an amount which exceeds the capital expenditure minimum or at least 33 percent or more of the permit amount, whichever is less. If a project has no cost the project commitment date is the date of project completion.

- w) Proposal or Project means any proposed construction or modification of a health care facility or any proposed acquisition of equipment to be undertaken by an applicant.

- x) Review Period means the time from the date an application for permit is deemed complete until the State Board renders its final decision.

- y) Site means the physical location of a proposed project and is identified by address or legal property description.

- z) SUBSTANTIALLY CHANGES THE BED COUNT OF A HEALTH CARE FACILITY MEANS CONSTRUCTION OR MODIFICATION, INCLUDING ACQUISITION OF EQUIPMENT, WHICH CHANGES THE BED CAPACITY OF A HEALTH CARE FACILITY BY INCREASING OR DECREASING THE TOTAL NUMBER OF BEDS OR BY DISTRIBUTING BEDS AMONG VARIOUS CATEGORIES OF SERVICE OR BY RELOCATING BEDS FROM ONE PHYSICAL FACILITY OR SITE TO ANOTHER BY MORE THAN 10 BEDS OR MORE THAN 10% OF TOTAL BED CAPACITY AS DEFINED BY THE STATE BOARD, WHICHEVER IS LESS, OVER A TWO YEAR PERIOD. (Section 5 of the Act) The two year period begins on the date when additional beds added to the facility inventory become operational ~~or when beds were discontinued~~. When a permit is granted which will result in a change in bed capacity, the applicant facility may not add ~~or discontinue~~ any more beds in those services affected by the permit for two years from the date that such beds become operational ~~or discontinued~~ without obtaining an additional permit from the State Board. The facility may add ~~or discontinue~~ beds (as long as the number added ~~or discontinued~~ does not exceed 10 beds or 10% of the total facility capacity, whichever is less, over the two year period) in the other services not affected by the permit. Each facility will be contacted annually to verify bed inventory. If there is found, through this verification process, an increase ~~or decrease~~ in the calculated bed capacity of the facility, the State Agency shall determine the date the two year period begins. The date shall be published in the next available compilation of the Inventory of Health Care Facility and Need Determinations by Planning Area.

AGENCY NOTE: The discontinuation (reduction) of beds requires notice to the State Agency. The effective date of the bed reduction can be no earlier than the date of the State Agency's receipt of the bed reduction notice. It should also be noted that all proposed capital expenditures (including those which do not substantially change the bed capacity) in excess of the capital expenditure minimum require a permit, regardless of the purpose or nature of the project or transaction. However, it should also be noted that

DEPARTMENT OF PUBLIC HEALTH/HEALTH FACILITIES PLANNING BOARD

NOTICE OF PROPOSED AMENDMENTS

proposals for less than the capital expenditure minimum, including those with no capital expenditure, also require a permit if the project or transaction is for a substantial change in the facility's bed capacity.

aa) ~~the instituting at a site of an additional or different category of service as defined in "Category of Service." (Section 5 of the Act)~~

- 1) establishing an additional category of service as defined in Part 1100.220;
- 2) discontinuation of an existing category of service when the service fails to meet utilization standards/target occupancy rates specified in "Subpart D: Need Formulas/Utilization Targets" of Part 1100 for a two-year period, or when a newly approved service fails to meet utilization standards/target occupancy rates as referenced above by the end of the second year of operation subsequent to project completion;

- 3) change of a representation made by the applicant in the "Application for Permit" subsequent to receipt of a permit including but not limited to the following:

- A) withdrawal or non-participation in the medicare and/or medicaid programs;
- B) any increase in the charges for a service for a period of two years from the date the service/facility becomes operational;
- C) a change in admission policies for which a variance to computed bed need was granted pursuant to Sections 1110.530(a) and (b); 1110.630(b); 1110.730(d); 1110.1330(i); 1110.1430(c); and 1110.1730(d).

- 4) the addition of a surgical specialty for an ambulatory surgical treatment center not previously approved.

AGENCY NOTE: ~~It should be noted that All~~ proposed capital expenditures (including those which do not substantially change the scope) in excess of the capital expenditure minimum require a permit, regardless of the purpose or nature of the project or transaction. However, it should also be noted that proposals from the capital expenditure minimum or less including those with no capital expenditure, also require a permit if the project or transaction is for a substantial change in the facility's scope or functional operation.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

DEPARTMENT OF PUBLIC HEALTH/HEALTH FACILITIES PLANNING BOARD

NOTICE OF PROPOSED AMENDMENTS

SUBPART B: WHO IS SUBJECT TO THE HEALTH FACILITIES PLANNING ACT

Section 1130.210 Persons Subject to the Act

The following persons are subject to the Act:

- a) Hospitals licensed pursuant to the Hospital Licensing Act, (Ill. Rev. Stat. 1991 1987, ch. 111½, par. 142 et seq. [210 ILCS 85]);
- b) Ambulatory surgical treatment centers required to be licensed pursuant to the Ambulatory Surgical Treatment Center Act, (Ill. Rev. Stat. 1991 1987, ch. 111½, pars. 157-8.1 et seq. [210 ILCS 5]);
- c) Long-term care facilities licensed pursuant to the Nursing Home Care Act, (Ill. Rev. Stat. 1991 1987 and 1989 Supp., ch. 111½, pars. 4151-101 et seq. [210 ILCS 45]);
- d) Kidney disease treatment centers, including free standing hemodialysis units;
- e) ~~Health maintenance organizations required to be operated pursuant to the Health Maintenance Organization Act (Ill. Rev. Stat. 1987, ch. 111½, pars. 1401-et seq.);~~
- ef) Any of the above types of facilities operated by the State or any department or agency thereof; and
- fg) Any person proposing to establish, construct or modify any of the above types of facilities or proposing to acquire major medical equipment.

(Source: Amend at 18 Ill. Reg. _____, effective _____)

SUBPART C: TRANSACTIONS SUBJECT TO REVIEW

Section 1130.310 Transactions Subject to Review

- a) A permit shall be obtained prior to the establishment, construction or modification of a health care facility which:

- 1) requires a total capital expenditure in excess of the capital expenditure minimum. All capital expenditure minimums (Section 1130.140(d)) shall be annually adjusted to reflect the increase in construction costs due to inflation. On October first of each year, the minimums will be adjusted for inflation. The basis for such adjustment for major medical equipment shall be the latest annual inflation rate as reflected in the Producer's Price Index as calculated in the DRI Health Care Costs section on Special Machinery and Equipment (DRI/McGraw-Hill Health

DEPARTMENT OF PUBLIC HEALTH/HEALTH FACILITIES PLANNING BOARD

NOTICE OF PROPOSED AMENDMENTS

Care Costs, Data Resources, 1750 K Street, N.W., Suite 300, Washington D.C. 20006). The basis for the adjustment to capital expenditures other than major medical equipment shall be the latest annual inflation rate as reflected in the medical construction component of the Means Cost Data (R.S. Means Company Inc., 100 Construction Plaza, P.O. Box 800, Kingston, MA 02364-0800). The revised minimums shall be published as an appendix to this Part; or

- 2) substantially changes the scope or changes the functional operation of the facility by construction or modification or by acquisition of new equipment or alteration of existing equipment. Categories of service which have not been utilized for their intended purpose for a period of twelve months or more are considered to be discontinued; or examples of substantial changes in scope or functional operation of the facility requiring a permit are;

A) the establishment or discontinuation of a category of service (as defined in 77 Ill. Adm. Code 1100.220 and 77 Ill. Adm. Code 1110) Categories of service which have not been utilized for their intended purpose for a period of twelve months or more are considered to be discontinued; or unless exempted by Section 1130.410;

B) change of a representation made by the applicant in the "Application for Permit" subsequent to permit issuance including but not limited to the following: withdrawal or non-participation in the medicare and/or medicaid programs; any increase in the charges for a service for a period of two years from the date the service/facility becomes operational; a change in admission policies for which a variance to computed bed need was granted pursuant to Sections 1110.530(a) and (b); 1110.630(b); 1110.730(d); 1110.1330(i); 1110.1430(c); and 1110.1730(d).

- 3) results in the establishment of a health care facility other than a health maintenance organization; or

4) changes the bed capacity of a health care facility by increasing ~~or decreasing~~ the total number of beds or by distributing beds among various categories of service or by relocating beds from one physical facility or site to another by more than ten beds or more than ten percent of total bed capacity as defined by the State Board, whichever is less, over a two year period (pursuant to 77 Ill. Adm. Code 1100.220); or

- 5) discontinues an entire facility or category of service unless an exemption has been granted in accordance with the provisions of Section 1130.540. Categories of

DEPARTMENT OF PUBLIC HEALTH/HEALTH FACILITIES PLANNING BOARD

NOTICE OF PROPOSED AMENDMENTS

service which have not been utilized for their intended purpose for a period of twelve months or more are considered to be discontinued; any existing categories of service which fail to meet service utilization standards/target occupancy rates as specified in "Subpart D: Need Formulas/Utilization Targets" of 77 Ill. Adm. Code 1100 for a two-year period, or when a newly approved service fails to meet service utilization standards as referenced above by the second year of operation subsequent to project completion, are also considered to be discontinued; or

- 6) involves a change of ownership as defined in Section 1130.140 unless an exemption has been granted in accordance with the provisions of Section 1130.520.

b) A permit must be obtained prior to the acquisition of major medical equipment unless an exemption has been granted in accordance with the provisions of Section 1130.510.

c) Components of construction or modification which are interdependent must be grouped into one permit application. Interdependence occurs when components of construction or modification are architecturally and/or programmatically interrelated to the extent that undertaking one or more of the components compels the other components to be undertaken. In addition when components of construction or modification are to be undertaken by means of single construction contract, those components must be grouped into an application for permit. Projects involving acquisition of equipment which are linked with construction for the provision of a service cannot be segmented. A health service linkage exists when all components must be present for a service to be operational, or when financing is obtained at one time for a series of related components. Computer software, for example, cannot be separated from the equipment needed to run the program.

- d) Examples of projects which constitute construction or modification of a health care facility and require a permit include:

- 1) Projects located within a licensed or certified health care facility;
- 2) Projects which result in a health care facility:
 - A) Billing for services provided by the proposed project,
 - B) Capitalizing any portion of the proposed project,
 - C) Receiving reimbursement for services provided by the proposed project, or,
 - D) Receiving recognition as the provider of the proposed service by third

DEPARTMENT OF PUBLIC HEALTH/HEALTH FACILITIES PLANNING BOARD

NOTICE OF PROPOSED AMENDMENTS

party payors;

- 3) Projects which are staffed or operated by the health care facility;
- 4) Projects which are otherwise of, by, through or on behalf of a health care facility.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

SUBPART D: TRANSACTIONS WHICH ARE EXEMPT FROM REVIEW

Section 1130.410 Transactions Which Are Exempt from Review

The following proposed transactions are not subject to review if an exemption is granted by the State Board:

- a) the acquisition of major medical equipment which will not be owned by, operated in behalf of, or located in a health care facility or be used to provide services to an inpatient of a health care facility.
- b) the change of ownership of an existing health care facility.
- c) ~~the establishment or discontinuation of a health maintenance organization provided such establishment or discontinuation does not exceed the capital expenditure minimum.~~
- d) the discontinuation of an existing health care facility ~~(other than a health maintenance organization)~~ or of a category of service when that discontinuation is the result of
 - 1) revocation of or denial of license renewal by a State or local regulatory agency;
 - 2) for facilities not subject to licensure, the loss of certification;
 - 3) discontinuation action taken by the State Board; or
 - 4) the voluntary surrender of a suspended license; or
 - 5) when a category of service fails to meet utilization standards/target occupancy rates as provided in Section 1130.140.

- d) establishment or discontinuation of a chronic renal dialysis category of service or free-standing facility.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

DEPARTMENT OF PUBLIC HEALTH/HEALTH FACILITIES PLANNING BOARD

NOTICE OF PROPOSED AMENDMENTS

SUBPART E: PROCEDURAL REQUIREMENTS FOR EXEMPTIONS

Section 1130.520 Requirements for Exemptions Involving the Change in Ownership of a Health Care Facility ~~Other Than a Health Maintenance Organization~~

- a) Submission of Application for Exemption

Prior to any person acquiring or entering into a contract to acquire an existing health care facility, ~~other than a health maintenance organization~~, the person must submit an application for exemption to the State Board, submit the required application processing fee and receive approval from the State Board.

- b) Application for Exemption Information

The application for exemption shall be approved pursuant to Section 1130.560 when the following information is submitted:

- 1) the name and address of the person proposing to acquire the facility;
- 2) the name and location of the existing health care facility to be acquired;
- 3) a signed certification that the categories of service and number of beds as reflected in the Inventory of Health Care Facilities maintained by the Agency will not substantially change (per definition in Section 1130.140);
- 4) documents which detail conditions and terms of any lease or purchase arrangement;
- 5) financial information, the latest audited financial statements of the applicant and a statement by the applicant specifying the source of funds which will be used to acquire the facility;
- 6) the anticipated acquisition price; and
- 7) proof of publication of the required legal notice of the change of ownership (as required by Section 1130.520(c)); and-
- 8) a statement acknowledging that the change of ownership will void any permits for projects which have not been completed.
- 9) Documentation from the Illinois Secretary of State that the legal entity that is the exemption applicant is registered to conduct business in Illinois.

DEPARTMENT OF PUBLIC HEALTH/HEALTH FACILITIES PLANNING BOARD

NOTICE OF PROPOSED AMENDMENTS

c) Legal Notice Requirements

Any person requesting an exemption for a change of ownership must publish a legal notice in a newspaper of general circulation in the community in which the facility is located. This legal notice must provide the following:

- 1) the name and address of the facility for which the exemption is sought;
- 2) the name and address of the applicant entity requesting the exemption;
- 3) the nature of the transaction (e.g., the purchase, lease, of the ABC-facility or transfer of stock of the licensed entity);
- 4) when the entity which will be assuming ownership of the facility is a wholly owned subsidiary of another corporation, the name and address of the parent firm;
- 5) a statement that all categories of service and beds currently provided will be maintained; and
- 6) a name, title, address and phone number of an individual from whom interested parties may obtain information on the proposed transaction.

d) The Chairman, acting on behalf of the State Board, shall review applications for exemption for a change of ownership submitted pursuant to this section, and shall approve such applications if the requirements of subsections (b) and (c) of Section 1130.520 are met.

e) A permit cannot be transferred. In the event of an acquisition of a health care facility prior to the completion of an approved project, it is the responsibility of the permit holder to seek State Board approval to alter the permit to reflect only that construction or modification which will be completed at the time ownership of the facility transfers to another person. Failure to obtain an alteration approval will result in the totality of the permit being considered abandoned. Any person requesting an exemption for a change of ownership of a health care facility for which an outstanding permit exists must in the case where a permit has been altered to avoid abandonment, submit documentation in accordance with the provisions of Section 1130.750 to detail as to the scope and costs associated with completing the project as originally proposed. The Agency shall advise the applicant for exemption if a permit is required under Section 1130.310. A permit is required if the remainder of the project meets the review conditions specified in Section 1130.310.

Source: Amended at 18 Ill. Reg. _____ effective _____

DEPARTMENT OF PUBLIC HEALTH/HEALTH FACILITIES PLANNING BOARD

NOTICE OF PROPOSED AMENDMENTS

Section 1130.525 Requirements for Exemptions Involving the Establishment or Discontinuation of Chronic Renal Dialysis Category of Service, Hospital Based or Free-Standing Facility

a) Prior to any person establishing or discontinuing a chronic renal dialysis service or free-standing facility, the person must submit an application for exemption to the State Board with the required application processing fee and receive approval from the State Board.

b) Exemption Application Information

- 1) the name and address of the person proposing to establish or discontinue a chronic renal dialysis service or free-standing facility;
- 2) name, address and number of stations of the chronic renal dialysis service or free-standing facility to be established or discontinued;
- 3) the cost to establish or discontinue the chronic renal dialysis service or free-standing facility;
- 4) a signed certification by the exemption applicant that the sole purpose of the transaction is to establish or discontinue a chronic renal dialysis service or free-standing facility;
- 5) a signed certification by the exemption applicant that the following will be provided upon the proposed service's or free-standing facility's certification for participation in the medicare program as a supplier of End Stage Renal Disease (ESRD) treatment services:
 - A) that the location of the proposed service or free-standing facility is accessible to public transportation, other providers of health care services and the population to be served;
 - B) that services for self-care and home dialysis will be provided upon receipt of certification for participation in the medicare program as a supplier of ESRD treatment services.
- 6) Proof of publication of a legal notice for the proposed exemption transaction published in a newspaper of general circulation in the community in which the proposed service or free-standing facility is to be located, or for an existing service or free-standing facility to be discontinued, the community in which it is located. The legal notice must include the following:
 - A) the name and address of the exemption applicant;

DEPARTMENT OF PUBLIC HEALTH/HEALTH FACILITIES PLANNING BOARD

NOTICE OF PROPOSED AMENDMENTS

B) the name and address of the chronic renal dialysis free-standing facility to be established or discontinued; for a hospital based service, the name and address of the hospital establishing or discontinuing the service;

C) a description of the proposed transaction (e.g., the establishment/discontinuation of a chronic renal dialysis service or free-standing facility and the number of stations to be established or discontinued;

D) the name, title, address and phone number of an individual from whom interested parties may obtain information on the proposed transaction.

2) A proposal for the establishment of a chronic renal dialysis service or free-standing facility must meet the following minimum size requirement:

A) three dialysis stations in areas not included in a metropolitan service area or in a metropolitan service area of less than 500,000 population;

B) six dialysis stations in metropolitan service areas over 500,000 population.

8) Any transaction for the establishment or discontinuation of a chronic renal dialysis service or free-standing facility that exceeds either of the State Board's thresholds for capital expenditures or for the acquisition of major medical equipment shall be required to obtain a permit from the State Board.

9) Unless renewed by the State Board, all provisions in this Part 1130 for the exemption of chronic renal dialysis free-standing facilities or services shall expire two years from their effective date.

(Source: Added at 18 Ill. Reg. _____, effective _____)

Section 1130.530 Requirements for Exemptions Involving Health Maintenance Organizations (Repealed)

~~The change of ownership or establishment or discontinuation of a health maintenance organization is exempt from review and no application for exemption or fee is required.~~
Section 1130.570 Validity of an Exemption

(Source: Repealed at 18 Ill. Reg. _____, effective _____)

Section 1130.570 Validity of an Exemption

a) An exemption for a change of ownership or for acquisition of major medical equipment

DEPARTMENT OF PUBLIC HEALTH/HEALTH FACILITIES PLANNING BOARD

NOTICE OF PROPOSED AMENDMENTS

shall be valid for 12 months. The exemption holder shall notify in writing the Agency within 60 days of the date a change of ownership is effected through certification or issuance of a license or within 60 days of the date of obligation pursuant to Section 1130.140(c) for the acquisition of major medical equipment. Failure to provide the required notification shall subject the exemption holder to the sanctions provided under Section 14 of the Act from the date of exemption issuance. An exemption transaction for which the exemption was issued must be completed within this 12-month period. The exemption holder must notify the State Agency in writing prior to the expiration date of the exemption as follows:

1) for change of ownership, notification to the State Agency specifying the effective date of the ownership change as evidenced by the issuance of a license or certification;

2) for stock transfers, documentation showing the effective date of the stock transfer;

3) for the acquisition of major medical equipment, documentation showing obligation of the transaction as defined in Section 1130.140;

AGENCY NOTE: Failure to provide the required notification shall subject the exemption holder to the sanctions provided by the Act.

b) ~~If an exemption is not obtained in accordance with the provisions of this Part, then a permit must be obtained. An exemption for a change of ownership of a health care facility shall be invalid if the health care facility ceases to be an existing health care facility as defined in Section 1130.140.~~

c) ~~An exemption for a chronic renal dialysis service or free-standing facility shall remain valid and in effect providing the following requirements are met:~~

1) ~~obligation as defined in Section 1130.140 is accomplished within 12 months from the date the exemption is issued;~~

2) ~~certification for participation in the medicare program as a provider of chronic dialysis services is obtained and the State Agency receives documentation of the certification within 24 months from the date of exemption issuance;~~

3) ~~services for self-care and home dialysis continue to be provided as certified in the exemption application.~~

4) ~~there is no change in the certification status of the exemption holder as a provider of chronic renal dialysis services.~~

DEPARTMENT OF PUBLIC HEALTH/HEALTH FACILITIES PLANNING BOARD

NOTICE OF PROPOSED AMENDMENTS

5) for the discontinuation of a chronic renal dialysis service or free-standing facility, documentation showing that the facility or service is no longer certified for participation in the medicare program as a supplier of chronic renal dialysis treatment services.

d) Failure to comply with any conditions and/or certifications required for an exemption shall constitute an unauthorized modification to the exemption and shall subject the person to the penalties provided by the Act.

ee) Any person failing to obtain an exemption or permit when required shall be subject to the sanctions provided by ~~under Section 14 of~~ the Act.

f) An exemption is not transferable or assignable, nor can it be bought nor sold on its own or as part of any other transaction for a change in the ownership of a health care facility or for the acquisition of major medical equipment or the establishment of a chronic renal dialysis service or free-standing facility.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

SUBPART F: PROCEDURAL REQUIREMENTS FOR THE REVIEW AND PROCESSING OF APPLICATIONS FOR PERMIT

Section 1130.620 Consultation, Classification and Completeness Review

a) Consultation

The application must be completed in accordance with the requirements of this Part which are applicable to the individual project. An applicant may request consultation with the Agency regarding completion of the application and the applicability of the requirements of this Part.

b) Classification of an Application

1) An application for permit shall be classified as:

- A) Substantive; or
- B) Non-Substantive; or
- C) Emergency.

2) Definitions of each classification are set forth in 77 Ill. Adm. Code 1100.220.

DEPARTMENT OF PUBLIC HEALTH/HEALTH FACILITIES PLANNING BOARD

NOTICE OF PROPOSED AMENDMENTS

c) Completeness Review

1) Upon receipt of an application for permit, the Agency shall determine whether the application is complete or incomplete. An application for any project other than one involving the addition of beds shall be deemed complete within ten days of receipt if:

- A) all review criteria applicable to the individual project (77 Ill. Adm. Code 1110 and 1120) have been addressed;
- B) the required fee (as outlined in 77 Ill. Adm. Code 1190, Permit Application Fees) has been submitted;
- C) six copies of the application including one copy of the application containing original signatures have been submitted;
- D) all semi-annual progress reports on previously approved projects have been submitted;
- E) all required information concerning completion of previously approved projects has been submitted; and
- F) the project proposed contains major medical equipment, the cost of the equipment to be acquired.

2) An application shall be incomplete if any of the elements described in subsection (c)(1) above are not present or if additional information or documentation is required to clarify a response.

3) An application for a project which involves the addition of beds shall be deemed complete on the day of receipt if subsections (B), (C), (D), and (E) of subsection(c)(1) above are submitted and if received no later than 8:30 a.m. on that day. Applications received after 8:30 a.m. shall be deemed as being received the following business day.

4) The Agency shall notify the applicant in writing, within ten working days, of its decision and in the case of an incomplete application, the reasons therefor.

5) If the application is deemed complete, the date of completion shall initiate the review period. If the application is deemed incomplete, the applicant shall be allowed ninety days from the date of receipt of the notification to provide all necessary information to complete the application. Upon receipt of all additional information requested, the Agency shall again review the application for

DEPARTMENT OF PUBLIC HEALTH/HEALTH FACILITIES PLANNING BOARD

NOTICE OF PROPOSED AMENDMENTS

completeness and shall notify the applicant of its decision within ten working days. If the Agency finds that the application remains incomplete at the end of the allotted response period, the application shall be declared null and void, and all fees paid forfeited.

- 6) AGENCY NOTE: It is the responsibility of the applicant to assure that the Agency is in receipt of the additional information within the prescribed time frame.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 1130.650 Modification of an Application

- a) Modifications shall be classified as Type A or Type B. Type A modifications shall be subject to the public hearing requirements of 77 Ill. Adm. Code 1200. If requested, a hearing would occur within the time allocated for Agency review. Type A modifications consist of any of the following:

- 1) An increase in the number of beds ~~at end-stage renal disease stations~~ proposed in the project.
 - 2) A change in the site of the project to a new location within the planning area.
 - 3) An increase in the cost of the project exceeding ten percent of the original estimated project cost.
 - 4) A change in the square footage of the project if such change results in an increase in the exterior dimensions of the project.
 - 5) An increase in the categories of service to be provided.
- b) All other modifications are Type B modifications and are not subject to public hearing.
- c) An applicant can modify a project only twice during the review period.
- d) If an applicant modifies an application, the Agency shall have up to 60 days to review the modification pursuant to the applicable review criteria, hold a public hearing if requested, and submit its findings to the State Board at the next scheduled meeting.

AGENCY NOTE: A change in the applicant or a change in site to a location outside the planning area originally identified in the application are not considered modifications, and if either occurs the application shall be deemed void. (See also Section 1130.140(s)(2).)

DEPARTMENT OF PUBLIC HEALTH/HEALTH FACILITIES PLANNING BOARD

NOTICE OF PROPOSED AMENDMENTS

(Source: Amended at 18 Ill. Reg. _____, effective _____)

SUBPART C: PERMIT VALIDITY, REPORTING REQUIREMENTS AND REVOCATION

Section 1130.710 Validity of Permits

A permit is effective on the date of State Board authorization.

- a) A permit shall be valid until such time as the project has been completed, provided that obligation of the project occurs within 12 months following issuance of the permit except for "major construction projects" and Master Construction Projects, in which case obligation must occur within 18 months unless the obligation period is extended by the State Board; and the project commences and proceeds to completion with due diligence (as defined in Section 1130.140). Projects, other than Master Construction projects, under \$25 million must be completed within two years from the project commitment date; projects of \$25 million or more must be completed by the completion date specified in the application or five years from the project commitment date, whichever is earlier. Permits for Master Construction projects must be completed within the timetable for completion specified in the "Application for Permit." All permits for projects which are not completed in the timeframes specified shall expire for lack of due diligence, unless renewed by the State Board.

- b) A permit is valid only for the defined construction or modification, equipment, site, amount and person(s) named in the application for such permit and shall not be transferable or assignable. A transfer or assignment of a permit includes a change in the person who is the permit holder; a change in the membership or sponsorship of a not-for-profit corporation which is the permit holder; or the transfer, assignment, or other disposition of ten percent or more of the stock or voting rights thereunder of a for-profit corporation which is the permit holder.

- c) A permit shall not be bought, sold, nor transferred either on its own or as part of a transaction for a change of ownership of a health care facility or for the acquisition of major medical equipment. When a facility with a valid permit is purchased or otherwise acquired, such permit may not be transferred to allow the acquiring entity to complete the project for which the permit was granted. If a change of ownership occurs involving a valid permit which has not been completed the permit shall be considered abandoned by the permit holder.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 1130.720 Authorization to Obligate and Obligation

- a) Projects for construction, establishment or modification must be obligated (pursuant to

DEPARTMENT OF PUBLIC HEALTH/HEALTH FACILITIES PLANNING BOARD

NOTICE OF PROPOSED AMENDMENTS

Section 1130.140) prior to the expiration date of the permit

- b) Prior to obligation, the permit holder must receive an authorization to obligate the project from the Agency. Authorization is based on a demonstration by the permit holder of continued compliance with all financial and economic feasibility criteria and that the project is in compliance with the alteration requirements in Section 1130.750 ~~has not been altered without State Board approval~~. It is the responsibility of the permit holder to initiate the authorization to obligate process by written notification to the Agency.

- c) ~~The permit holder shall~~, Prior to signing the principal contract(s) or otherwise obligating the project by expending an amount equal to or exceeding the review thresholds for capital expenditures or acquisition of major medical equipment, or by an amount equal to or greater than 33% of the permit amount, whichever is less, the permit holder shall submit the following for an authorization to obligate request:

- 1) project identification information including permit number and name of permit holder;
- 2) a statement that sources of financing have not changed or, if changed, to what degree and for what reason;
- 3) a revised breakdown of project cost and of sources and uses of funds;
- 4) unsigned copies of all contracts, purchase orders or lease agreements involving the project; and
- 5) a statement which lists the alterations, if any, that are proposed.

- d) Projects approved prior to the effective date of this section which do not exceed ten percent of the originally approved permit amount and which reflect continued compliance with the debt financing limitations, the financial and economic feasibility requirements, and the alteration requirements of the State Board shall be authorized to obligate.

- e) Projects approved subsequent to the effective date of this section which do not exceed the permit amount and which reflect continued compliance with the debt financing limitations, the financial and economic feasibility requirements, and the alteration requirements of the State Board shall be authorized to obligate.

- f) Projects with altered permit amounts, regardless of the permit approval date, or the alteration approval date, which do not exceed the altered permit amount and which reflect continued compliance with debt financing limitations, financial and economic feasibility requirements, and the alteration requirements of the State Board shall be authorized to obligate.

DEPARTMENT OF PUBLIC HEALTH/HEALTH FACILITIES PLANNING BOARD

NOTICE OF PROPOSED AMENDMENTS

- g) Obligation of a project occurs only upon receipt of all documentation required pursuant to Part 1130.140 for project obligation.

- h) Permits for projects which have not been obligated prior to the expiration date of the permit shall be considered expired and the project abandoned.

- i) Failure to comply with the authorization to obligate requirements shall be cause for the State Board to initiate proceedings to revoke the permit and/or seek sanctions provided by the Act

(Source: Amended at 18 Ill. Reg. _____ effective _____)

Section 1130.730 Extension of the Obligation Period

- a) The State Board may grant the permit holder a single extension of time to obligate the project. An extension shall not exceed three months and shall commence on the expiration date of the permit (i.e., 12 or 18 months from the date of State Board approval authorization pursuant to Section 1130.710). Permits not obligated within approved time frames will expire.

- b) In requesting an extension, the permit holder shall describe, in writing, the events which have delayed the project's timely obligation and provide the following documentation:

- 1) ~~f~~For major construction proposals, evidence that design development drawings have been prepared;
- 2) ~~f~~For provision of major equipment, evidence that suppliers have been solicited and cost estimates received;
- 3) ~~f~~For provision of new services, evidence that substantial actions leading to the provision of such services have been accomplished;
- 4) ~~a~~A revised schedule indicating how obligation will be accomplished within the extension period requested;
- 5) ~~e~~Evidence that approval of loans, issuance of bonds or other necessary means of financing have been approved or can be secured where necessary for project funding per the application;
- 6) ~~the amount of funds expended to date for the project~~

- c) A request for extension shall be made in writing and shall be received by the State Agency no later than forty-five days before the permit expiration date. A request for

DEPARTMENT OF PUBLIC HEALTH/HEALTH FACILITIES PLANNING BOARD

NOTICE OF PROPOSED AMENDMENTS

extension which is not submitted in accordance with this time frame above shall not be presented to the State Board for action.

- d) The State Board shall evaluate the information submitted in making its determination whether to grant the extension. Projects which continue to comply with the provisions of 77 Ill. Adm. Code 1110 and 1120 and which have shown good cause by submitting the required information for an extension request specified in Section 1130.730(b), and that the causes for delays are beyond the permit holder's control, ~~proceed with due diligence (as defined in Section 1130.140(k))~~ shall be approved for extension. Seven affirmative votes are required for approval of an extension. Denial by the State Board of an extension request shall constitute the final State Board decision and is not subject to administrative appeal.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 1130.740 Renewal of a Permit

A project must be completed within the timeframes specified in Section 1130.710(a) unless renewed by the State Board.

- a) Renewal of a permit by the State Board for projects not completed is subject to the following:

- 1) Projects which have not obtained permit renewals and which were obligated prior to May 1, 1990, must obtain permit renewals no later than March 26, 1994, which is one year from the effective date this provision became effective of this rule;
- 2) Projects which have obtained permit renewals or which were obligated after May 1, 1990, must be completed or obtain permit renewals prior to the required project completion date.
- b) Failure to complete a project or to renew a permit within the prescribed timeframes shall result in the expiration of the permit for lack of due diligence, and the matter shall not be subject to an administrative hearing under 77 Ill. Adm. Code 1180 and the project shall be considered abandoned will require a new permit to complete the project.
- c) A permit renewal shall commence on the expiration date of the original or renewed completion period.
- d) The request for permit renewal shall be in writing and shall be received by the State Agency at least 45 days prior to the expiration date of the completion period, and shall include the following information:

DEPARTMENT OF PUBLIC HEALTH/HEALTH FACILITIES PLANNING BOARD

NOTICE OF PROPOSED AMENDMENTS

- 1) the requested completion date; and duration of the renewal requested;
- 2) a status report on the project detailing what percent has been completed and a summary of project components yet to be finished; and the amount of funds expended on the project to date; and
- 3) a statement as to the reasons why the project has not been completed; and
- 4) evidence of financial commitment to fund the project; and
- 5) the anticipated final cost of the project.

- e) The State Board will evaluate the information submitted to determine if the project has proceeded with due diligence (as defined in Section 1130.140(k)). Seven affirmative votes are required to approve a renewal. Denial of a permit renewal request shall constitute the State Board's "Notice of Intent to Revoke" a permit and shall be subject to appeal under the provisions of 77 Ill. Adm. Code 1180 (Practice and Procedure in Administrative Hearings).

AGENCY NOTE: Permit revocation procedures are explained in Section 1130.780.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 1130.750 Alteration of a Project for which a Permit Has Been Issued

A permit is valid only for the defined construction or modification, equipment, site, amount and person(s) named in the application. Any change to a project subsequent to the State Board's issuance of a permit constitutes an alteration to the project.

- a) The permit holder shall notify the State Agency in writing of any alterations to a project for which a permit has been issued prior to incurring the alteration. The notice shall include a description of the alteration and related costs (if any) as well as information regarding financing for the cost increase (if any).
- b) If a permit holder proposes to alter a project for which a permit has been issued, for alterations which require State Board approval per Section 1130.750(c), a request for alteration must be submitted to the State Agency Board. Such a request must contain a description of the proposed alteration, including related costs and financing, and must address all applicable review criteria related to the alteration.

- c) The following proposed alterations require approval by the State Board prior to the permit holder incurring the alteration:

DEPARTMENT OF PUBLIC HEALTH/HEALTH FACILITIES PLANNING BOARD

NOTICE OF PROPOSED AMENDMENTS

- 1) a change in the approved number of beds ~~or stations~~; or
- 2) abandonment of a category ~~a change in the categories~~ of service approved; or
- 3) ~~a change~~ an increase in the square footage of the project if such ~~change~~ increase is not in compliance with 77 Ill. Admin. Code 1110 or 1120; ~~the exterior dimensions of the project~~; or
- 4) for projects, other than Master Construction projects, approved prior to the effective date of this section, an increase in the cost of the project which exceeds ten percent of the original approved permit amount; or
- 5) for projects approved subsequent to the effective date of this Section, and for Master Construction projects regardless of approval date, any increase in the cost of the project which exceeds the permit amount; or
- 6) for projects with altered permit amounts, regardless of permit approval date or alteration approval date, any increase in the altered permit amount; or
- 7) any increase in the amount of funds to be borrowed; ~~or~~
- 8) an increase in the revised permit amount previously approved by alteration; or
- 9) an increase in the cost of a master design project (See 77 Ill. Admin. Code 1110.60).

d) Alteration Procedures

- 1) The State Agency shall review the alteration request for compliance with the review criteria and submit its findings to the State Board. If additional information is needed by the Agency to perform a review of the request, the permit holder shall be notified in writing.
- 2) A request for alteration reviewed by the State Board is subject to the provisions of 77 Ill. Admin. Code 1110, 1210.30, or 1120, which are applicable to the individual project. Any proposed increase to a permit amount that exceeds the State Board's thresholds for capital expenditures can be reviewed as an alteration to the project providing that there are not any other components to the proposed alteration that, when taken as a separate component, require a permit under the Act. Such components and any other proposed alterations to a project which would, when taken as a separate component, require a permit under the Act, shall not be subject to review under this Section but shall require a new application.

DEPARTMENT OF PUBLIC HEALTH/HEALTH FACILITIES PLANNING BOARD

NOTICE OF PROPOSED AMENDMENTS

- e) Upon approval of a request for alteration, the Agency shall revise the permit to reflect the alteration and shall adjust all inventories accordingly. If a permit holder reduces the scope or size of the project, the permit amount shall be reduced accordingly.
- f) Decisions on requests for alteration shall be transmitted, in writing, to the permit holder by the Executive Secretary.
- g) Seven affirmative votes are required for approval of an alteration. The approval or denial of a request for alteration constitutes the State Board's final administrative decision. Approval of an alteration is based on the continued compliance of the project with 77 Ill. Admin. Code 1110 or 1120, as applicable.
- h) Any alteration without State Board approval (when required) shall be considered a violation of the "Act" and shall be subject to the penalties mandated in the "Act."

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 1130.760 Semi-Annual Progress Reports

- a) Each permit holder shall submit semi-annual progress reports to the Agency every ~~or~~ ~~no more than 30 days before~~ six months from the permit issuance date ~~or from the last progress report~~; semi-annual progress reports until such time as the project is completed. The semi-annual progress reports are due no earlier than 30 days prior to the six months anniversary date of permit issuance and no earlier than five months thereafter, but no later than six months thereafter. Such reports shall include:
 - 1) current status of the project, including: the percentage of the project finished; components finished and components yet to be finished; any changes in the scope of the project and size; and
 - 2) costs incurred and progress to date ~~which should include~~ and an itemized listing of the total current estimated project costs by sources and use of funds as detailed in 77 Ill. Admin. Code 1120 ~~expenditures which have occurred~~ and a comparison of those costs to the approved permit amounts; and current information on financing for the project; and
 - 3) the schedule of construction stages to completion; and
 - 4) the anticipated date of completion.
- b) Failure to provide the required semi-annual progress reports will result in future applications being considered incomplete until the required reports are received by the Agency.

DEPARTMENT OF PUBLIC HEALTH/HEALTH FACILITIES PLANNING BOARD

NOTICE OF PROPOSED AMENDMENTS

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 1130.770 Project Completion, Final Realized Costs and Cost Overruns

Each permit holder ~~shall~~ is to notify the State Agency regarding completion of the project.

- a) For projects with no cost, the permit holder must submit a written notice of project completion to the Agency. Such notice is required only when a completion date has not been determined by the Agency pursuant to Section 1130.140.
- b) For projects which have costs that will be submitted for reimbursement pursuant to Titles XVIII and XIX of the Social Security Act, the permit holder must submit a report of final realized costs containing the following:

- 1) a detailed itemization of all expenditures by project costs by sources and use of funds as detailed in 77 Ill. Adm. Code 1120;
- 2) ~~a detailed itemization of source of funds for the project as detailed in 77 Ill. Adm. Code 1120;~~

- 23) an itemization of those project costs which have been or will be submitted for reimbursement under Title XVIII and XIX;

- 34) a certification that the final realized costs are the total costs required to complete the project and that there are no additional or associated costs or capital expenditures related to the project which will be submitted for reimbursement under Title XVIII or XIX;

- 45) verification of the required information signed by two officers of the legal entity that is the permit holder.

- c) For projects which have costs that will not be submitted for reimbursement pursuant to Title XVIII and XIX of the Social Security Act, the permit holder must submit a report of final realized cost containing the following:

- 1) a detailed itemization of all expenditures by project cost(s) by sources and use of funds component as detailed in 77 Ill. Adm. Code 1120;
- 2) ~~a detailed itemization of sources of funds for the project as detailed in 77 Ill. Adm. Code 1120;~~
- 23) a certification of the expenditures and sources of funds by an independent auditor;

DEPARTMENT OF PUBLIC HEALTH/HEALTH FACILITIES PLANNING BOARD

NOTICE OF PROPOSED AMENDMENTS

- 34) verification that the final realized costs are the total costs required to complete the project and that there are no additional or associated capital expenditures related to the project. The verification is to be signed by two officers of the legal entity that is the permit holder.

- d) Failure to file final realized costs reports will result in subsequent applications for permit filed by the permit holder to be deemed incomplete until the required ~~such~~ report is filed.

- e) All permits for projects which are not completed in required timeframes shall constitute a basis to revoke the permit ~~expire for lack of due diligence~~, unless renewed by the State Board (reference Section 1130.710 and 1130.740).

- f) For projects approved prior to the effective date of this section, if the final realized cost exceeds the originally approved permit amount or an revised altered permit amount (if less than the original amount) by more than ten percent, the amount over ten percent shall be considered a cost overrun without a permit unless subsequently approved as an alteration by the State Board.

- g) For projects which have an been altered permit amount approved by the State Board, regardless of permit or alteration approval date, and been approved for a revised permit amount which exceeds the original permit amount, any amount of the final realized cost which exceeds the revised permit amount shall be considered a cost overrun and without permit unless subsequently approved by the State Board.

- h) For projects approved subsequent to the effective date of this section, any amount of the final realized cost that exceeds the permit amount shall be considered a cost overrun without a permit unless subsequently approved by the State Board.

- i) Any project with a cost overrun shall not be complete until such time as the State Board determines that the project is complete.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 1130.780 Revocation of a Permit

- a) Revocation proceedings shall be initiated by the State Board for any of the following reasons:

- 1) ~~The project for which the permit was granted has been altered without approval of the State Board;~~
- 2) the permit holder has failed to comply with the authorization to obligate requirements;

DEPARTMENT OF PUBLIC HEALTH/HEALTH FACILITIES PLANNING BOARD

NOTICE OF PROPOSED AMENDMENTS

- 3) ~~{~~There has been a change in the amount for which the permit was granted which was not approved by the State Board;
- 4) There has been information submitted by the permit holder that is false and material to the issuance of the permit or completion of the project; or
- 5) ~~The project has not been completed with due diligence or in accordance with the provisions of Section 1130.710, or a request for renewal has not been received or has been denied.~~

b) If at any time the Agency has information that a reason for revocation of a permit exists pursuant to subsection (a) above, the Agency shall provide the permit holder written notification of the allegations and of the date, time and place when such allegations will be reviewed by the State Board. The permit holder will be afforded 30 days following receipt of the Agency notification to prepare and submit a written response to the allegations, which will be submitted along with the Agency report to the State Board for review.

AGENCY NOTE: It is the responsibility of the permit holder to assure that the Agency is in receipt of the written response within the prescribed time frame.

- c) If after reviewing the allegations and the permit holder's response, if any, the State Board finds that a basis for revocation exists pursuant to subsection (a) above, it shall issue and transmit to the permit holder a "Notice of an Intent to Revoke" a permit.
- d) The permit holder may request an administrative hearing by filing a written request with the Chairman within 30 days of receipt of the "Notice of Intent to Revoke" a permit pursuant to 77 Ill. Adm. Code 1180. The administrative hearing shall be conducted in accordance with 77 Ill. Adm. Code 1180.
- e) If at the end of the 30-day period the permit holder has not responded or requested an administrative hearing the State Board shall at its next regularly scheduled meeting act on the matter of the revocation of the permit. If an administrative hearing has been held, the State Board shall act on the matter of the revocation of the permit following the submission of the hearing officer's report.
- f) If the State Board orders the revocation of a permit, the Executive Secretary shall transmit the decision to the permit holder by certified mail or shall serve it personally on the permit holder. All inventories shall be amended to indicate the elimination of the proposed project.
- g) The decision by the State Board on the revocation of a permit constitutes its final administrative decision and shall be subject to the provisions of the Administrative

DEPARTMENT OF PUBLIC HEALTH/HEALTH FACILITIES PLANNING BOARD

NOTICE OF PROPOSED AMENDMENTS

Review Law. (Ill. Rev. Stat. 1991, ch. 127, par. 1009)

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 1130.790 Penalties, Fines and Sanctions Mandated in the Illinois Health Facilities Planning Act for Non-compliance with the Act and the State Board's Rules

a) ANY PERSON ESTABLISHING, CONSTRUCTING, OR MODIFYING A HEALTH CARE FACILITY OR PORTION THEREOF WITHOUT OBTAINING A REQUIRED PERMIT, OR IN VIOLATION OF THE TERMS OF THE REQUIRED PERMIT, SHALL NOT BE ELIGIBLE TO APPLY FOR ANY NECESSARY OPERATING LICENSES OR BE ELIGIBLE FOR PAYMENT BY ANY STATE AGENCY FOR SERVICES RENDERED IN THAT FACILITY OR PORTION THEREOF UNTIL THE REQUIRED PERMIT IS OBTAINED. (Section 14.1 of the Act)

b) ANY PERSON ACQUIRING MAJOR MEDICAL EQUIPMENT OR ESTABLISHING, CONSTRUCTING OR MODIFYING A HEALTH CARE FACILITY WITHOUT A PERMIT ISSUED UNDER THIS ACT OR IN VIOLATION OF THE TERMS OF SUCH A PERMIT IS GUILTY OF A BUSINESS OFFENSE AND MAY BE FINED UP TO \$25,000. (Section 14.1 of the Act)

c) THE STATE BOARD MAY DENY AN APPLICATION FOR PERMIT OR MAY REVOKE OR TAKE OTHER ACTION AS PERMITTED BY THE ACT WITH REGARD TO A PERMIT AS THE STATE BOARD DEEMS NECESSARY, INCLUDING THE IMPOSITION OF FINES. (Section 14.1 of the Act)

d) THE STATE BOARD MAY IMPOSE FINES AS SPECIFIED BELOW FOR THE ENUMERATED VIOLATIONS:

1) A PERMIT HOLDER WHO FAILS TO COMPLY WITH THE REQUIREMENTS FOR MAINTAINING A VALID PERMIT SHALL BE FINED AN AMOUNT NOT TO EXCEED 1% OF THE APPROVED PERMIT AMOUNT, PLUS AN ADDITIONAL 1% OF THE APPROVED PERMIT AMOUNT FOR EACH 30-DAY PERIOD, OR FRACTION THEREOF, THAT THE VIOLATION CONTINUES. (Section 14.1 of the Act)

2) A PERMIT HOLDER WHO ALTERS THE SCOPE AND SIZE OF AN APPROVED PROJECT OR WHOSE PROJECT COSTS EXCEED THE ALLOWABLE PERMIT AMOUNT WITHOUT FIRST OBTAINING STATE BOARD APPROVAL SHALL BE FINED AN AMOUNT NOT TO EXCEED THE SUM OF: (Section 14.1 of the Act)

A) THE LESSER OF \$25,000 OR 2% OF THE APPROVED PERMIT

DEPARTMENT OF PUBLIC HEALTH/HEALTH FACILITIES PLANNING BOARD

NOTICE OF PROPOSED AMENDMENTS

AMOUNT; AND (Section 14.1 of the Act)

B) IN THOSE CASES WHERE THE APPROVED PERMIT AMOUNT IS EXCEEDED BY MORE THAN \$1,000,000, AN ADDITIONAL \$20,000 FOR EACH \$1,000,000, OR FRACTION THEREOF, IN EXCESS OF THE APPROVED PERMIT AMOUNT. (Section 14.1 of the Act)

3) A PERSON WHO ACQUIRES MAJOR MEDICAL EQUIPMENT, OR WHO ESTABLISHES A CATEGORY OF SERVICE WITHOUT FIRST OBTAINING A PERMIT OR EXEMPTION, AS THE CASE MIGHT BE, SHALL BE FINED AN AMOUNT NOT TO EXCEED \$10,000 FOR EACH SUCH ACQUISITION OR CATEGORY OF SERVICE ESTABLISHED PLUS AN ADDITIONAL \$10,000 FOR EACH 30-DAY PERIOD, OR FRACTION THEREOF, THAT THE VIOLATION CONTINUES. (Section 14.1 of the Act)

4) A PERSON WHO CONSTRUCTS, MODIFIES OR ESTABLISHES A HEALTH CARE FACILITY WITHOUT FIRST OBTAINING A PERMIT SHALL BE FINED AN AMOUNT NOT TO EXCEED \$25,000 PLUS AN ADDITIONAL \$25,000 FOR EACH 30-DAY PERIOD, OR FRACTION THEREOF, THAT THE VIOLATION CONTINUES. (Section 14.1 of the Act)

5) A PERSON WHO DISCONTINUES A HEALTH CARE FACILITY OR CATEGORY OF SERVICE WITHOUT FIRST OBTAINING A PERMIT SHALL BE FINED AN AMOUNT NOT TO EXCEED \$10,000 PLUS AN ADDITIONAL \$10,000 FOR EACH 30-DAY PERIOD, OR FRACTION THEREOF, THAT THE VIOLATION CONTINUES. (Section 14.1 of the Act)

6) A PERSON SUBJECT TO THIS ACT WHO FAILS TO PROVIDE INFORMATION REQUESTED BY THE STATE BOARD OR STATE AGENCY WITHIN 30 DAYS OF A FORMAL WRITTEN REQUEST SHALL BE FINED AN AMOUNT NOT TO EXCEED \$1,000 FOR EACH 30-DAY PERIOD, OR FRACTION THEREOF, THAT THE INFORMATION IS NOT RECEIVED BY THE STATE BOARD OR STATE AGENCY. (Section 14.1 of the Act)

AGENCY NOTE: Failure to pay any fine imposed under this section within 30 days of its imposition shall subject the person to other sanctions permitted by the Act as the State Board deems appropriate.

(Source: Added at 18 Ill. Reg. _____, effective _____)

TEACHERS' RETIREMENT SYSTEM OF THE STATE OF ILLINOIS

NOTICE OF PROPOSED AMENDMENTS

1) Heading of the Part: The Administration and Operation of the Teachers' Retirement System

2) Code Citation: 80 Ill. Adm. Code 1650

3) Section Numbers: Proposed Action:

1650.181 Amendment

4) Statutory Authority: Implementing and authorized by Sections 16-106, 16-118, 16-121, 16-125, 16-133, 16-136, 16-149, 16-149.1, 16-149.2, 16-150, 16-153.2, 16-155, 16-168 and 16-192 of the Illinois Pension Code [40 ILCS 5/16-106, 16-118, 16-121, 16-125, 16-133, 16-136, 16-149, 16-149.1, 16-149.2, 16-150, 16-153.2, 16-155, 16-168 and 16-192].

5) A Complete Description of the Subjects and Issues Involved:

1650.181

Under Section 16-133.4 and 16-133.5 of the Illinois Pension Code, employers of employees reportable to the Teachers' Retirement System, are required to make contributions for employees that retire under an early retirement incentive (40 ILCS 5/16-133.4 and 16-133.5). If the employer elects to pay the required employer's early retirement contribution in installments, as provided by the statute, the payments must be made in equal quarterly installments over a period not to exceed 5 years from the date of retirement. At the time 80 Illinois Administrative Code Ch. III, Sec. 1650.181 was promulgated, the Teachers' Retirement System was unable to assess these contributions quarterly within the 5 year time frame. New computer programming has made it possible for the System to bill these payments as required by the statute and the emergency rule is necessary to allow implementation within the statutory time frames. By receiving the required contributions on October 15, instead of January 15, the System will realize interest on those payments in excess of \$7.2 million. The Teachers' Retirement System finds that the delayed receipt of this revenue would constitute a threat to the public interest and the welfare of the members of the Teachers' Retirement System, as well as the System's continuation, as the System is seriously underfunded in excess of \$7 billion.

TEACHERS' RETIREMENT SYSTEM OF THE STATE OF ILLINOIS

NOTICE OF PROPOSED AMENDMENTS

- 6) Will this proposed amendment replace an emergency amendment currently in effect? Yes
- 7) Does this rulemaking contain an automatic repeal date? No
- 8) Does this proposed amendment contain incorporations by reference? No
- 9) Are there any other proposed amendments pending on this Part? No
- 10) Statement of Statewide Policy Objectives: Not Applicable
- 11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Comments on the proposed amendment may be submitted in writing for a period of 45 days following publication of this Notice.
- Wilma VanScyoc, General Counsel
Teachers' Retirement System
2815 West Washington, P. O. Box 19253
Springfield, Illinois 62794-9253
- 12) Initial Regulatory Flexibility Analysis: These rules will not affect small businesses.
- A) Date rule was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: Not Applicable
- B) Types of small businesses affected: None
- C) Reporting, bookkeeping or other procedures required for compliance: None

The full text of the Proposed Amendment is identical to the text of the emergency appearing on page 8949.

ILLINOIS COMMUNITY COLLEGE BOARD

NOTICE OF ADOPTED AMENDMENTS

- 1) Heading of the Part: Administration of the Illinois Public Community College Act
- 2) Code Citation: 23 Ill. Adm. Code 1501
- 3) Section Numbers: Adopted Action:
1501.301 amendment
1501.302 amendment
- 4) Statutory Authority: Ill. Rev. Stat. 1991, ch. 122, pars. 102-1 et seq., pars. 103-1 et seq., and par. 106-5.3 [110 ILCS 805/2-1 et seq., 805/3-1, and 6-5.3]
- 5) Effective Date of Amendments: JUN 01 1994
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Do the Amendments contain incorporations by reference? No
- 8) Date Filed in Agency's Principal Office: May 24, 1994
- 9) Notice of Proposal Published in Illinois Register: January 21, 1994, 18 Ill. Reg. 569
- 10) Has JCAR issued a Statement of Objections to the Amendments?
No
- 11) Differences between proposal and final version:
No substantive changes have been made to the text of the proposed amendment.
- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR?
Yes
- 13) Will the Amendment replace an emergency rule currently in effect? No
- 14) Are there any Amendments pending on this Part? No

ILLINOIS COMMUNITY COLLEGE BOARD

NOTICE OF ADOPTED AMENDMENTS

- 15) Summary and Purpose of Amendment:
The amendments create and define the structure of the Associate in Fine Arts and the Associate in Engineering Science degrees for the community colleges to ensure transferability. It also includes updates to the general education requirements for the Associate in Arts and Associate in Science degrees to bring them in line with the ICCB models.
- 16) Information and questions regarding this adopted amendment shall be directed to:
Zachariah Mathew
Special Assistant for Fiscal Affairs
Illinois Community College Board
509 South Sixth Street, Room 400
Springfield, Illinois 62701-1874
(217) 785-0015 (voice)
(217) 782-5645 (TDD)

The full text of the Adopted Amendments begins on the next page:

ILLINOIS COMMUNITY COLLEGE BOARD

NOTICE OF ADOPTED AMENDMENT(S)

TITLE 23: EDUCATION AND CULTURAL RESOURCES
SUBTITLE A: EDUCATION
CHAPTER VII: ILLINOIS COMMUNITY COLLEGE BOARD

PART 1501

ADMINISTRATION OF THE ILLINOIS PUBLIC COMMUNITY COLLEGE ACT

SUBPART A: ILLINOIS COMMUNITY COLLEGE BOARD ADMINISTRATION

Section
1501.101 Definition of Terms
1501.102 Advisory Groups
1501.103 Rule Adoption (Recodified)
1501.104 Manuals
1501.105 Advisory Opinions
1501.106 Executive Director
1501.107 Information Request (Recodified)
1501.108 Organization of ICCB (Recodified)
1501.109 Appearance at ICCB Meetings
1501.110 Appeal Procedure
1501.111 Reporting Requirements (Repealed)
1501.112 Certification of Organization (Repealed)
1501.113 Administration of Detachments and Subsequent Annexations
1501.114 Recognition

SUBPART B: LOCAL DISTRICT ADMINISTRATION

Section
1501.201 Reporting Requirements
1501.202 Certification of Organization
1501.203 Delineation of Responsibilities
1501.204 Maintenance of Documents or Information
1501.205 Recognition Standards (Repealed)

SUBPART C: PROGRAMS

Section
1501.301 Definition of Terms
1501.302 Units of Instruction, Research, and Public Service
1501.303 Program Requirements
1501.304 Statewide and Regional Planning
1501.305 College, Branch, Campus, and Extension Centers
1501.306 State or Federal Institutions (Repealed)
1501.307 Cooperative Agreements and Contracts
1501.308 Reporting Requirements
1501.309 Course Classification and Applicability

SUBPART D: STUDENTS

ILLINOIS COMMUNITY COLLEGE BOARD

NOTICE OF ADOPTED AMENDMENT(S)

Section
1501.401
1501.402
1501.403
1501.404
1501.405
1501.406

Definition of Terms
Admission of Students
Student Services
Academic Records
Student Evaluation
Reporting Requirements

SUBPART E: FINANCE

Section

1501.501
1501.502
1501.503
1501.504

Definition of Terms
Financial Planning
Audits
Budgets
Nonresident Student Tuition Calculations
Published Financial Statements
Credit Hour Grants
Special Populations Grants
Workforce Preparation Grants
Reporting Requirements
Chart of Accounts
Business Assistance Grants (Repealed)
Advanced Technology Equipment Grants
Capital Renewal Grants
Retirees Health Insurance Grants
Uncollectible Debts

SUBPART F: CAPITAL PROJECTS

Section

1501.601
1501.602
1501.603
1501.604
1501.605
1501.606
1501.607
1501.608
1501.609
1501.610

Definition of Terms
Approval of Capital Projects
State Funded Capital Projects
Locally Funded Capital Projects
Project Changes
Progress Reports (Repealed)
Reporting Requirements
Approval of Projects in Section 3-20.3.01 of the Act
Completion of Projects Under Section 3-20.3.01 of the Act
Demolition of Facilities

SUBPART G: STATE COMMUNITY COLLEGE

Section

1501.701
1501.702
1501.703
1501.704

Definitions of Terms
Applicability
Recognition
Programs

ILLINOIS COMMUNITY COLLEGE BOARD

NOTICE OF ADOPTED AMENDMENT(S)

1501.705
1501.706
1501.707

Finance
Personnel
Facilities

SUBPART H: PERSONNEL

Section

1501.801
1501.802

Definition of Terms
Sabbatical Leaves

AUTHORITY: Implementing and authorized by Articles II and III and Section 6-5.3 of the Public Community College Act (Ill. Rev. Stat. 1991, ch. 122, pars. 102-1 et seq., pars. 103-1 et seq., and par. 106-5.3) (110 ILCS 805/Art. 2, Art. 3, and 6-5.3)

SOURCE: Adopted at 6 Ill. Reg. 14262, effective November 3, 1982; codified at 7 Ill. Reg. 2332; amended at 7 Ill. Reg. 16118, effective November 22, 1983; Sections 1501.103, 1501.107 and 1501.108 recodified to 2 Ill. Adm. Code 5175 at 8 Ill. Reg. 6032; amended at 8 Ill. Reg. 14262, effective July 25, 1984; amended at 8 Ill. Reg. 19383, effective September 28, 1984; emergency amendment at 8 Ill. Reg. 22603, effective November 7, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 24299, effective December 5, 1984, for a maximum of 150 days; amended at 9 Ill. Reg. 3691, effective March 13, 1985; amended at 9 Ill. Reg. 9470, effective June 11, 1985; amended at 9 Ill. Reg. 16813, effective October 21, 1985; amended at 10 Ill. Reg. 3612, effective January 31, 1986; amended at 10 Ill. Reg. 14658, effective August 22, 1986; amended at 11 Ill. Reg. 7606, effective April 8, 1987; amended at 11 Ill. Reg. 18150, effective October 27, 1987; amended at 12 Ill. Reg. 6660, effective March 25, 1988; amended at 12 Ill. Reg. 15973, effective September 23, 1988; amended at 12 Ill. Reg. 16699, effective September 23, 1988; amended at 13 Ill. Reg. 1182, effective January 13, 1989; amended at 13 Ill. Reg. 14904, effective September 12, 1989; emergency amendment at 14 Ill. Reg. 299, effective November 9, 1989, for a maximum of 150 days; emergency amendment expired on April 9, 1990; amended at 14 Ill. Reg. 4126, effective March 1, 1990; amended at 14 Ill. Reg. 10762, effective June 25, 1990; amended at 14 Ill. Reg. 11771, effective July 9, 1990; amended at 14 Ill. Reg. 13997, effective August 20, 1990; amended at 15 Ill. Reg. 10929, effective July 11, 1991; amended at 16 Ill. Reg. 12445, effective July 24, 1992; amended at 16 Ill. Reg. 17621, effective November 6, 1992; amended at 17 Ill. Reg. 1853, effective February 2, 1993; expedited correction at 18 Ill. Reg. 3027, effective August 20, 1990; amended at 18 Ill. Reg. 4635, effective March 9, 1994; amended at 18 Ill. Reg. _____, effective _____.

SUBPART C: PROGRAMS

Section 1501.301 Definition of Terms

Associate Degree. An "Associate Degree" is an award for satisfactory

ILLINOIS COMMUNITY COLLEGE BOARD

NOTICE OF ADOPTED AMENDMENT(S)

completion of a curriculum of 60 semester credit hours or more.

Associate in Applied Science Degree. An "Associate in Applied Science Degree" is an award for the satisfactory completion of a prescribed curriculum intended to prepare individuals for employment in a specific field.

Associate in Arts Degree. An "Associate in Arts Degree" is an award for the satisfactory completion of a prescribed curriculum intended to transfer to baccalaureate degree programs in one of the arts, humanities, or social or behavioral sciences or one of the professional fields with these disciplines as a base.

Associate in Fine Arts Degree. An "Associate in Fine Arts Degree" is an award for the satisfactory completion of a prescribed curriculum intended to transfer to baccalaureate degree programs in one of the fine arts: art, music, or theater.

Associate in Engineering Science Degree. An "Associate in Engineering Science Degree" is an award for the satisfactory completion of a prescribed curriculum intended to transfer to baccalaureate degree programs in engineering.

Associate in General Studies Degree. An "Associate in General Studies Degree" is an award for the satisfactory completion of a curriculum that has been individually designed by mutual agreement between the student and his/her college-appointed advisor to meet the student's educational intent.

Associate in Science Degree. An "Associate in Science Degree" is an award for the satisfactory completion of a prescribed curriculum intended to transfer to baccalaureate degree programs in one of the mathematical, biological, or physical sciences or one of the professional fields with these disciplines as a base.

Branch. A "branch" is an administrative unit of a college that has a continuing educational mission and serves as a secondary instructional site for the college.

Campus. A "campus" is an organized administrative unit of a college that has a continuing educational mission and serves as a primary instructional site for the college.

Certificate. A "certificate" is an award for satisfactory completion of a series of courses or curriculum of 50 semester credit hours or less.

General certificate. A "general certificate" is an award for satisfactory completion of a series of courses of 30 semester

ILLINOIS COMMUNITY COLLEGE BOARD

NOTICE OF ADOPTED AMENDMENT(S)

credit hours or less in adult basic education, adult secondary education, remedial education, vocational skills, or general studies.

Occupational certificate. An "occupational certificate" is an award for satisfactory completion of a prescribed curriculum intended to prepare an individual for employment in a specific field.

College. A "college" is a District's administrative unit that is authorized by the Illinois Board of Higher Education to grant postsecondary-level degrees and certificates, is recognized by the ICCB, and provides a comprehensive program of instruction in accordance with Section 101-2(e) of the Act.

Course. A "course" is a sequential presentation, through one or more instructional modes, of subject matter in a particular field to meet specific objectives within a designated time period, such as a semester or a quarter.

Curriculum. A "curriculum" is an approved unit of instruction consisting of a series of courses designed to lead to an associate degree or a certificate.

Adult Basic Education. An "Adult Basic Education" curriculum consists of basic skills courses designed to bring students to a competency of eighth-grade equivalency, including English as a Second Language instruction to a level of eighth-grade equivalency.

Adult Secondary Education. An "Adult Secondary Education" curriculum consists of courses designed to bring students to a competency of twelfth-grade equivalency, including English as a Second Language courses through the twelfth-grade equivalency and General Educational Development (GED) examination preparation.

District Curriculum. A "district curriculum" is a curriculum approved for offering within a district, on the basis of student interest, employment demand, and available resources within the district.

General Studies. A "General Studies" curriculum consists of courses designed to meet individual student goals, in the promotion of personal improvement and self-understanding.

Regional Curriculum. A "regional curriculum" is a curriculum approved for offering within a planning region, on the basis of student interest and employment demand within the region.

ILLINOIS COMMUNITY COLLEGE BOARD

NOTICE OF ADOPTED AMENDMENT(S)

Remedial Education. A "Remedial Education" curriculum consists of courses in computation, communication (i.e., writing and speaking), and reading, designed to improve the competency of high school graduates, or those persons achieving high school equivalency through standardized testing, to the level necessary for placement into communication and mathematics courses required of first-year college students. Remedial courses reiterate basic skills that students were expected to have mastered prior to entry into post-secondary education.

Statewide Curriculum. A "statewide curriculum" is a curriculum approved for offering on the basis of student interest and employment demand statewide.

Educational Agency. An "educational agency" is an agency, corporation, or other defined legal entity which offers instruction.

Extension Center. An "extension center" is an instructional site for the college that is used for offering some of the college's courses and/or programs for a limited duration.

Internship/Practicum. An "internship/practicum" is a course of planned and supervised training which allows the application of theory to actual practice and prepares a student for working independently in a specific career. The internship/practicum generally occurs after the student has completed 12 credit hours. It takes place at a regular worksite and instruction/supervision is shared by a college instructor/supervisor and a qualified employee at the worksite. Clinical practicums take place in a hospital or other medical/health facility and require close supervision/instruction/monitoring by a qualified college instructor.

Laboratory. A "laboratory" is a course of planned and supervised training in which students learn new methods or principles through experimentation, observation, and/or practice. A lab class can occur at the beginning, middle, or end of a particular course of study and may be a specially equipped room designed for experimentation, observation, and/or practice on the college campus or at the worksite.

Principal Site. The principal site is the official mailing address of the college.

Public Service. "Public service" consists of noncredit classes and other activities of an educational nature, such as workshops, seminars, forums, exhibits, and the provision of college facilities and expertise to the community, designed to be of service to the public.

Research. "Research" consists of investigations or experiments to

ILLINOIS COMMUNITY COLLEGE BOARD

NOTICE OF ADOPTED AMENDMENT(S)

discover or interpret facts, to revise accepted theories, or to apply such revised theories.

Secondary School. A "secondary school" shall be used to mean private or parochial secondary school, public secondary school district, or public unit school district.

Unit of Instruction. A "unit of instruction" is any one of the following:

An organized program of study consisting of a sequence of courses that results in the award to a student of a certificate or an associate degree.

Any existing organized program of study offered at a new geographical location outside of the college district.

Any organized administrative entity that would have a continuing instructional mission, including but not limited to a college, campus, or branch.

Unit of Research or Public Service. A "unit of research or public service" is a college's subdivision such as a division, institute, or center, that administers one (or more) research or public service program.

Vocational Skills. "Vocational Skills" consists of courses designed to provide short-term job entry training, to upgrade the skills of persons already employed, or to review skills for career re-entry. Associate Degree. An "Associate Degree" is an award for satisfactory completion of a curriculum of 60 semester credit hours or more.

(Source: Amended at 18 Ill. Reg. _____, effective
JUN 0 1 1994)

Section 1501.302 Units of Instruction, Research, and Public Service

a) Approval of New Units of Instruction. Each proposed new unit of instruction shall be submitted to the ICCB for approval. The criteria for approval of new units of instruction, which also apply to existing programs offered by community colleges, are:

- 1) Mission and Objectives.
 - A) The objectives of the unit of instruction are consistent with the mission of the college as set forth in Section 1-2(e) of the Act.
 - B) The objectives of the unit of instruction are consistent with what the title of the unit of instruction implies.
- 2) Academic Control.

ILLINOIS COMMUNITY COLLEGE BOARD

NOTICE OF ADOPTED AMENDMENT(S)

- A) The design, conduct, and evaluation of the unit of instruction are under the direct and continuous control of the college's established processes for academic planning and quality maintenance, and clear provision is made for ensuring a high level of academic performance of faculty and students.
- B) The admission, course placement, and graduation requirements for the unit of instruction are consistent with the stated objectives of the unit of instruction and with Section 103-17 of the Act where applicable.
- 3) Curriculum. The content of the curriculum ensures that the objectives of the unit of instruction will be achieved.
- A) The range of total number of credit hours required for completion of an associate degree curriculum shall be within the following parameters:
- i) For the Associate in Arts degree and the Associate in Science degree, a total requirement of not less than 60 semester credit hours no more than 64 semester credit hours or the quarter credit hour equivalent;
- ii) For the Associate in Fine Arts and the Associate in Engineering Science degree, a total requirement of not less than 60 semester credit hours nor more than 68 semester credit hours or the quarter credit hour equivalent;
- iii) For the Associate in Applied Science degree, a total requirement of not less than 60 credit hours nor more than 72 semester credit hours or the quarter credit hour equivalent, except in such occupational fields in which accreditation or licensure by a state or national organization requires additional coursework; and
- iv) For the Associate in General Studies degree, a total requirement of not less than 60 semester credit hours nor more than 64 semester credit hours or the quarter credit hour equivalent.
- B) Each associate degree curriculum shall include a specific general education component consisting of coursework in communication, arts and humanities, social and behavioral sciences, and mathematics and science within the following parameters:
- i) For the Associate in Arts degree and the Associate in Science degree, the general education component required will represent at least 60-percent-of-the total-number-of 38 semester credit hours or the quarter hour equivalent for completion;
- ii) For the Associate in Fine Arts degree and the Associate in Engineering Science degree, the general education component required will represent at least 27 semester credit hours or the quarter hour

ILLINOIS COMMUNITY COLLEGE BOARD

NOTICE OF ADOPTED AMENDMENT(S)

- equivalent for completion;
- iii) For the Associate in Applied Science degree, the general education component required will represent at least 15 semester credit hour or the quarter hour equivalent no-less-than-25-percent-of-credit-hours-required percent-of-the-total-number-of-credit-hours-required for completion; and
- iv) For the Associate in General Studies degree, the general education component required will represent no less than 30-percent-of-the-total-number-of-credit-hours-required 20 semester credit hours or the quarter hour equivalent for completion.
- 4) Faculty and Staff.
- A) The academic preparation and experience of faculty and staff ensure that students receive education consistent with the objectives of the unit of instruction.
- B) The involvement of faculty in the unit of instruction is sufficient to cover the various fields of knowledge encompassed by the curriculum, to sustain scholarship appropriate to the unit of instruction, and to ensure curriculum continuity.
- C) Support personnel, including counselors, administrators, clinical supervisors, and technical staff, have the educational background and experience necessary to carry out their assigned responsibilities.
- 5) Support Services.
- A) Facilities, equipment, and instructional resources (e.g., laboratory supplies and equipment, instructional materials, computation equipment) necessary to provide quality instruction will be available and maintained.
- B) Library holdings and acquisitions necessary to support quality instruction and scholarship are available, accessible, and maintained.
- C) Provision is made for the guidance and counseling of students, the evaluation of student performance, the continuous monitoring of progress of students toward their degree or certificate objectives, the placement of completers of the unit of instruction, and appropriate academic record keeping.
- 6) Financing.
- A) The financial commitments to support the unit of instruction are sufficient to ensure that the stated objectives can be attained and that the faculty, staff, and support services necessary to offer the unit of instruction can be acquired and maintained.
- B) Projections of revenues necessary to support the unit of instruction are based upon supportable estimates of general revenue, student tuition and fees, private gifts, and/or governmental grants and contracts.

ILLINOIS COMMUNITY COLLEGE BOARD

NOTICE OF ADOPTED AMENDMENT(S)

- 7) Public Information.
The information that the college provides to students and the public accurately describes: the unit of instruction offered; the objectives of the unit of instruction; length of the unit of instruction; residency requirements, if any; schedule of tuition, fees, and all other charges and expenses necessary for completion of the unit of instruction; cancellation and refund policies; and such other material facts concerning the college and the unit of instruction as are likely to affect the decision of the student to enroll.
- 8) Accreditation and Credentialing.
A) Appropriate steps have been taken to ensure that accreditation of the proposed new unit of instruction will be granted in a reasonable period of time.
B) The proposed new unit will provide the skills required to obtain individual credentialing (certification, licensure, registration) needed for entry into an occupation as specified in the objectives of the proposed new unit of instruction.
- 9) Program Needs and Priorities.
A) The unit of instruction must be educationally and economically justified based on the educational priorities and needs of the citizens of Illinois and the college's district.
B) The unit of instruction meets a need that is not currently met by units of instruction which are offered by other institutions in the district.
- b) Approval of New Administrative Units of Research or Public Service.
An application for approval of each proposed new administrative unit of research or public service shall be submitted to the ICCB on forms provided by the ICCB. The criteria for approval of new administrative units of public service or research are:
1) The proposed new administrative unit shall be authorized by the Board of Trustees.
2) The objectives of the proposed new administrative unit are consistent with the mission of the college (see Section 1-2(e) of the Act).
3) The proposed new administrative unit shall meet a district's need to deliver a public service or research program which cannot be met through the district's current structure as indicated by an organizational chart.
4) The proposed new administrative unit shall administer at least one public service or research program.
5) The needs assessment demonstrates that the demand for the public service or research program to be administered by the proposed new unit shall be continuous for at least three years.
6) The district shall provide evidence that the resources for the facilities, equipment and materials, and staff necessary to provide a quality program or service shall be made available to

ILLINOIS COMMUNITY COLLEGE BOARD

NOTICE OF ADOPTED AMENDMENT(S)

- the proposed new administrative unit.
- c) Withdrawal. An approved unit of instruction, public service, or research may be withdrawn by the college when it decides to suspend operation of the unit. The withdrawal request shall be reported on forms supplied by the ICCB.
- d) Reasonable and Moderate Extensions.
1) An approved unit of instruction, public service, or research may be modified by the college within the parameters listed in subsection (d)(2) through (4). The college shall notify the ICCB of such extensions on forms provided by the ICCB.
2) Reasonable and moderate extensions of previously approved units of instruction include:
A) The addition, modification, or withdrawal of courses within an approved unit of instruction which does not alter the objectives of the unit of instruction;
B) A change in minimum credit hours for completion of an approved unit of instruction that does not affect the instructional level of the unit of instruction.
C) A change in title of an approved unit of instruction that does not indicate a different objective of the unit than that previously approved.
D) The creation of an option (major, concentration, or specialization) within an approved unit of instruction in which:
i) the option created is within the same general academic discipline or occupational field as the previously approved unit of instruction,
ii) the option created within a previously approved associate degree curriculum requires the same first-year sequence of courses as the previously approved unit of instruction, and
iii) the option created does not substitute more than twelve (12) semester credit hours of other courses for courses previously approved as part of an associate degree curriculum or substitute more than six (6) semester credit hours of other courses for courses previously approved as part of a certificate curriculum of one year or more.
E) The creation of certificate curricula from previously approved associate degree curricula, providing no new courses are added for certificates of up to thirty (30) semester credit hours or no more than six (6) semester credit hours are substituted in certificates of thirty (30) semester credit hours or more.
- 3) Reasonable and moderate extensions of previously approved units of research or public service include units with an annual operating expenditure from whatever source of less than \$250,000 or an annual operating expenditure from state appropriations of less than \$50,000.

ILLINOIS COMMUNITY COLLEGE BOARD

NOTICE OF ADOPTED AMENDMENT(S)

- 4) Reasonable and moderate extensions of previously approved units of administration include any administrative reorganization of a college.
- e) Approval in a Multi-College District. Approval of new units of instruction, research, or public service in a multi-college district will be for a specific college. Transfer of a unit to, or duplication of a unit by, other colleges within the district constitutes a new unit requiring approval by the ICCB. However, up to nine (9) hours of a program approved at one college may be offered by any other college in the district at the option of the Board.
- f) When a college no longer offers an approved unit of instruction to additional new students, that unit of instruction shall be reported to the ICCB and shall be removed from the college catalog and other documents advertising the program offerings to the public.
 - 1) An inactive unit of instruction shall be maintained on the ICCB Curriculum Inventory File with the date that it became inactive for a period of at least ten years. The effective date that a unit of instruction becomes inactive shall be determined by the college.
 - 2) A unit of instruction that has been inactive for less than three years may be reactivated by the college once it has:
 - A) Obtained approval to reactivate the program from its chief executive administrator.
 - B) Obtained approval to reactivate the program from agencies that license, certify, or accredit the program, if appropriate.
 - C) Submitted a notification to the ICCB.
 - 3) A unit of instruction that has been inactive for three to ten years may be reactivated by the Executive Director of the ICCB if the college has:
 - A) Obtained approval to reactivate the program from its chief executive administrator.
 - B) Obtained approval to reactivate the program from agencies that license, certify, or accredit the program, if appropriate.
 - C) Demonstrated through local surveys or state labor market data that the labor market demand and supply shows a need for graduates of the program.
 - D) Conducted a review of the program with representatives from business and industry including on-site visits and advice regarding current technologies and equipment.
 - E) Demonstrated, in accordance with subsections (a)(5) and (a)(6) of this Section and Section 1501.510, that the college has adequate facilities, equipment and financial resource to offer a quality program.
 - F) Demonstrated, in accordance with Section 1501.303(f), that the college has available qualified faculty to provide the instruction for the program.
 - G) Submitted a request for the reactivation to the ICCB.

ILLINOIS COMMUNITY COLLEGE BOARD

NOTICE OF ADOPTED AMENDMENT(S)

- 4) A unit of instruction that has been inactive for over ten years may be reactivated by following the new unit approval process described in subsection (a) of this Section.
- g) Discontinuation of Programs. The ICCB may discontinue programs which fail to reflect the education needs of the area being served as follows:
 - 1) Programs that do not meet standards of need, quality, and cost effectiveness may be discontinued by the ICCB. This determination shall be made based on review and collective findings of information available to the ICCB through ICCB and IBHE program review, evaluation, and productivity processes; the ICCB Management Information System; and other sources of pertinent information on the following criteria:
 - A) Program need, including educational priorities of the district, accessibility, credit hours generated, enrollments, completions, and labor market supply and demand.
 - B) Program quality, including job placement or education continuation, program content, academic control, faculty qualifications, and accreditation and credentialing.
 - C) Program costs, including adequacy of financial support and unit costs.
 - 2) The ICCB will utilize special state-level analyses to identify programs that appear to be of questionable need, cost, or quality based on state data. Programs identified through state-level analysis will be referred to the colleges to enable them to evaluate the programs in detail in their normal process and to obtain the results and comments from the local level.
 - 3) The ICCB will notify college districts of programs being considered for discontinuation and shall grant the district 60 days to respond to concerns regarding the program in question prior to action by the Board. This information shall be taken into account in determining if a program should be discontinued by the ICCB.
 - 4) Once a program is discontinued by the ICCB and the appeal process is concluded, the college must inactivate the program by not enrolling any additional new students and develop a plan for an orderly discontinuation of the program for students currently enrolled. Programs discontinued by the ICCB may be reestablished by obtaining approval as a new unit of instruction under subsection (a) of this Section.

(Source: Amended at 18 Ill. Reg. _____, effective
JUN 0 1994)

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

- 1) Heading of the Part: Food Stamps
- 2) Code Citation: 89 Ill. Adm. Code 121
- 3) Section Numbers: Adopted Action:
121.182 Amendment
121.188 Amendment
- 4) Statutory Authority: Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1991, ch. 23, par. 12-13) [305 ILCS 5/Art. 12-13]
- 5) Effective Date of Amendments: June 3, 1994
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Do these Amendments contain incorporations by reference? No
- 8) Date Filed in Agency's Principal Office: June 3, 1994
- 9) Notice of Proposals Published in Illinois Register:
Sections 121.182 and 121.188
December 27, 1993 (17 Ill. Reg. 21991)
Section 121.182
February 14, 1994 (18 Ill. Reg. 2178)
- 10) Has JCAR issued a Statement of Objections to these Adopted Amendments? No
- 11) Differences between proposal and final version:
Sections 121.182 and 121.188
Several technical changes were made to these amendments. In Section 121.188(b)(5), the word "and" was deleted and placed at the end of Section 121.188(b)(6). In Section 121.188(b)(7), the phrase "to their" was inserted after the word "report".
Section 121.182
No changes were made to the text of the amendments.
- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

- 13) Will these Amendments replace Emergency Amendments currently in effect?
Sections 121.182 and 121.188 Section 121.182
No Yes
- 14) Are there any Amendments pending on this Part? Yes
Sections Proposed Action Illinois Register Citation
121.58 Amendment March 25, 1994 (18 Ill. Reg. 4575)
121.63 Amendment April 29, 1994 (18 Ill. Reg. 5251)
121.70 Amendment April 29, 1994 (18 Ill. Reg. 5251)
121.72 Amendment April 29, 1994 (18 Ill. Reg. 5251)
- 15) Summary and Purpose of Amendments:
Sections 121.182 and 121.188
These amendments establish that transportation must be provided in advance for job interviews of Earnfare participants when arranged by their Earnfare employer. Transportation expenses are to be paid to Earnfare participants who are not in the job search component for specific job interviews arranged by their Earnfare employer. In addition, this rule establishes that the Department will provide necessary clothing to enable participants to report to their Earnfare job site. A maximum clothing allowance of \$100.00 per 12 month period can be provided. This rulemaking is applicable to participating downstate local governmental units under contract with the Illinois Department of Public Aid and Earnfare participants in the City of Chicago.
Section 121.182
The rule increases the maximum amount that an Earnfare participant can earn subsequent to working off the food stamp benefits at minimum wage from \$154.00 to \$231.00 per month.
- 16) Information and questions regarding these Adopted Amendments shall be directed to:
Name: Judy Umunna
Address: Bureau of Rules and Regulations
Illinois Department of Public Aid
100 South Grand Avenue East, Third Floor
Springfield, Illinois 62762
Telephone: (217) 524-3215

The full text of the Adopted Amendments begins on the next page:

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

TITLE 89: SOCIAL SERVICES
CHAPTER 1: DEPARTMENT OF PUBLIC AID
SUBCHAPTER b: ASSISTANCE PROGRAMS

PART 121
FOOD STAMPS

SUBPART A: APPLICATION PROCEDURES

Section	
121.1	Application for Assistance
121.2	Time Limitations on the Disposition of an Application
121.3	Approval of an Application and Initial Authorization of Assistance
121.4	Denial of an Application
121.5	Client Cooperation
121.6	Emergency Assistance
121.7	Expedited Services
121.10	Interviews

SUBPART B: NON-FINANCIAL FACTORS OF ELIGIBILITY

Section	
121.19	Ending a Voluntary Quit Disqualification
121.20	Citizenship
121.21	Residence
121.22	Social Security Numbers
121.23	Work Registration/Participation Requirements (Repealed)
121.24	Individuals Exempt From Work Registration Requirements (Repealed)
121.25	Failure to Comply (Repealed)
121.26	Period of Disqualification (Repealed)
121.27	Voluntary Job Quit
121.28	Good Cause for Voluntary Job Quit
121.29	Exemptions from Voluntary Quit Rule

SUBPART C: FINANCIAL FACTORS OF ELIGIBILITY

Section	
121.30	Unearned Income
121.31	Exempt Unearned Income
121.32	Education Benefits
121.33	Unearned Income In-Kind
121.34	Lump Sum Payments and Income Tax Refunds
121.40	Earned Income
121.41	Budgeting Earned Income
121.50	Exempt Earned Income
121.51	Income from Work/Study/Training Programs
121.52	Earned Income from Roomer and Boarder
121.53	Income From Rental Property

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

121.54	Earned Income In-Kind
121.55	Sponsors of Aliens
121.57	Assets
121.58	Exempt Assets
121.59	Asset Disregards

SUBPART D: ELIGIBILITY STANDARDS

Section	
121.60	Net Monthly Income Eligibility Standards
121.61	Gross Monthly Income Eligibility Standards
121.62	Income Which Must Be Annualized
121.63	Deductions From Monthly Income
121.64	Coupon Allotment

SUBPART E: HOUSEHOLD CONCEPT

Section	
121.70	Persons Who May Be Included in the Assistance Unit
121.71	Living Arrangement
121.72	Nonhousehold Members
121.73	Ineligible Household Members
121.74	Strikers
121.75	Students
121.76	Households Receiving AFDC, SSI, Interim Assistance and/or GA - Categorical Eligibility

SUBPART F: MISCELLANEOUS PROGRAM PROVISIONS

Section	
121.80	Fraud Disqualification (Renumbered)
121.81	Initiation of Administrative Fraud Hearing (Repealed)
121.82	Definition of Fraud (Renumbered)
121.83	Notification To Applicant Households (Renumbered)
121.84	Disqualification Upon Finding of Fraud (Renumbered)
121.85	Court Imposed Disqualification (Renumbered)
121.90	Monthly Reporting and Retrospective Budgeting
121.91	Monthly Reporting
121.92	Retrospective Budgeting
121.93	Direct Mail Issuance of Food Stamp Coupons
121.94	Replacement of Food Stamp Coupons
121.95	Restoration of Lost Benefits
121.96	Uses For Food Coupons
121.97	Supplemental Payments
121.98	Food Stamp Simplified Application Demonstration Project (Repealed)
121.120	Recertification of Eligibility
121.130	Residents of Shelters for Battered Women and their Children
121.135	Incorporation By Reference

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

121.140 Small Group Living Arrangement Facilities and Drug/Alcoholic Treatment Centers

SUBPART G: INTENTIONAL VIOLATIONS OF THE PROGRAM

Section
121.150 Definition of Intentional Violations of the Program
121.151 Penalties for Intentional Violations of the Program
121.152 Notification To Applicant Households
121.153 Disqualification Upon Finding of Intentional Violation of the Program
121.154 Court Imposed Disqualification

SUBPART H: FOOD STAMP EMPLOYMENT AND TRAINING PROGRAM

Section
121.160 Persons Required to Participate
121.162 Participation and Cooperation Requirements
121.164 Orientation
121.166 Assessment and Employability Plan
121.170 Job Search Component
121.172 Basic Education Component
121.174 Job Readiness Component
121.176 Work Experience Component
121.178 Job Training Component
121.180 Grant Diversion Component
121.182 Earnfare Component
121.184 Sanctions
121.186 Good Cause for Failure to Cooperate
121.188 Supportive Services
121.190 Conciliation and Fair Hearings
121.200 Types of Claims (Recodified)
121.201 Establishing a Claim for Intentional Violation of the Program (Recodified)
121.202 Establishing a Claim for Unintentional Household Errors and Administrative Errors (Recodified)
121.203 Collecting Claim Against Households (Recodified)
121.204 Failure to Respond to Initial Demand Letter (Recodified)
121.205 Methods of Repayment of Food Stamp Claims (Recodified)
121.206 Determination of Monthly Allotment Reductions (Recodified)
121.207 Failure to Make Payment in Accordance with Repayment Schedule (Recodified)
121.208 Suspension and Termination of Claims (Recodified)

AUTHORITY: Implementing Sections 12-4.4 through 12-4.6 and authorized by Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1991, ch. 23, pars. 12-4.4 through 12-4.6 and 12-13) [305 ILCS 5/Arts. 12-4.4 through 12-4.6 and 12-13]

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

SOURCE: Adopted December 30, 1977; amended at 3 Ill. Reg. 5, p. 875, effective February 2, 1979; amended at 3 Ill. Reg. 31, p. 109, effective August 3, 1979; amended at 3 Ill. Reg. 33, p. 399, effective August 18, 1979; amended at 3 Ill. Reg. 41, p. 165, effective October 11, 1979; amended at 3 Ill. Reg. 42, p. 230, effective October 9, 1979; amended at 3 Ill. Reg. 44, p. 173, effective October 19, 1979; amended at 3 Ill. Reg. 46, p. 36, effective November 2, 1979; amended at 3 Ill. Reg. 47, p. 96, effective November 13, 1979; amended at 3 Ill. Reg. 48, p. 1, effective November 15, 1979; peremptory amendment at 4 Ill. Reg. 3, p. 49, effective January 9, 1980; peremptory amendment at 4 Ill. Reg. 9, p. 259, effective February 23, 1980; amended at 4 Ill. Reg. 10, p. 253, effective February 27, 1980; amended at 4 Ill. Reg. 12, p. 551, effective March 10, 1980; emergency amendment at 4 Ill. Reg. 29, p. 294, effective July 8, 1980, for a maximum of 150 days; amended at 4 Ill. Reg. 37, p. 797, effective September 2, 1980; amended at 4 Ill. Reg. 45, p. 134, effective October 17, 1980; amended at 5 Ill. Reg. 766, effective January 2, 1981; amended at 5 Ill. Reg. 1131, effective January 16, 1981; amended at 5 Ill. Reg. 4586, effective April 15, 1981; peremptory amendment at 5 Ill. Reg. 5722, effective June 1, 1981; amended at 5 Ill. Reg. 7071, effective June 23, 1981; peremptory amendment at 5 Ill. Reg. 10062, effective October 1, 1981; amended at 5 Ill. Reg. 10733, effective October 1, 1981; amended at 5 Ill. Reg. 12736, effective October 29, 1981; amended at 6 Ill. Reg. 1653, effective January 17, 1982; amended at 6 Ill. Reg. 2707, effective March 2, 1982; amended at 6 Ill. Reg. 8159, effective July 1, 1982; amended at 6 Ill. Reg. 10208, effective August 9, 1982; amended at 6 Ill. Reg. 11921, effective September 21, 1982; amended at 6 Ill. Reg. 12318, effective October 1, 1982; amended at 6 Ill. Reg. 13754, effective November 1, 1982; amended at 7 Ill. Reg. 394, effective January 1, 1983; codified at 7 Ill. Reg. 5195; amended at 7 Ill. Reg. 5715, effective May 1, 1983; amended at 7 Ill. Reg. 8118, effective June 24, 1983; peremptory amendment at 7 Ill. Reg. 12899, effective October 1, 1983; amended at 7 Ill. Reg. 13655, effective October 4, 1983; peremptory amendment at 7 Ill. Reg. 16067, effective November 18, 1983; amended at 7 Ill. Reg. 16169, effective November 22, 1983; amended at 8 Ill. Reg. 5673, effective April 18, 1984; amended at 8 Ill. Reg. 7249, effective May 16, 1984; peremptory amendment at 8 Ill. Reg. 10086, effective July 1, 1984; amended at 8 Ill. Reg. 13284, effective July 16, 1984; amended at 8 Ill. Reg. 17900, effective September 14, 1984; amended (by adding section being codified with no substantive change) at 8 Ill. Reg. 17898; peremptory amendment at 8 Ill. Reg. 19690, effective October 1, 1984; peremptory amendment at 8 Ill. Reg. 22145, effective November 1, 1984; amended at 9 Ill. Reg. 302, effective January 1, 1985; amended at 9 Ill. Reg. 6804, effective May 1, 1985; amended at 9 Ill. Reg. 8665, effective May 29, 1985; peremptory amendment at 9 Ill. Reg. 8898, effective July 1, 1985; amended at 9 Ill. Reg. 11334, effective July 8, 1985; amended at 9 Ill. Reg. 14334, effective September 6, 1985; peremptory amendment at 9 Ill. Reg. 15582, effective October 1, 1985; amended at 9 Ill. Reg. 16889, effective October 16, 1985; amended at 9 Ill. Reg. 19726, effective December 9, 1985; amended at 10 Ill. Reg. 229, effective December 20, 1985; peremptory amendment at 10 Ill. Reg. 7387, effective April 21, 1986; peremptory amendment at 10 Ill. Reg. 7941,

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

effective May 1, 1986; amended at 10 Ill. Reg. 14692, effective August 29, 1986; peremptory amendment at 10 Ill. Reg. 15714, effective October 1, 1986; Sections 121.200 thru 121.208 recodified to 89 Ill. Adm. Code 165 at 10 Ill. Reg. 21094; peremptory amendment at 11 Ill. Reg. 3761, effective February 11, 1987; emergency amendment at 11 Ill. Reg. 3754, effective February 13, 1987, for a maximum of 150 days; emergency amendment at 11 Ill. Reg. 9968, effective May 15, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 10269, effective May 22, 1987; amended at 11 Ill. Reg. 10621, effective May 25, 1987; peremptory amendment at 11 Ill. Reg. 11391, effective July 1, 1987; peremptory amendment at 11 Ill. Reg. 11855, effective June 30, 1987; emergency amendment at 11 Ill. Reg. 12043, effective July 6, 1987; amended at 11 Ill. Reg. 13635, effective August 1, 1987; amended at 11 Ill. Reg. 14022, effective August 10, 1987; emergency amendment at 11 Ill. Reg. 15261, effective September 1, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 15480, effective September 4, 1987; amended at 11 Ill. Reg. 15634, effective September 11, 1987; amended at 11 Ill. Reg. 18218, effective October 30, 1987; peremptory amendment at 11 Ill. Reg. 18374, effective October 30, 1987; amended at 12 Ill. Reg. 877, effective December 30, 1987; emergency amendment at 12 Ill. Reg. 1941, effective December 31, 1987, for a maximum of 150 days; amended at 12 Ill. Reg. 4204, effective February 5, 1988; amended at 12 Ill. Reg. 9678, effective May 23, 1988; amended at 12 Ill. Reg. 9922, effective June 1, 1988; amended at 12 Ill. Reg. 11463, effective June 30, 1988; amended at 12 Ill. Reg. 12824, effective July 22, 1988; emergency amendment at 12 Ill. Reg. 14045, effective August 19, 1988, for a maximum of 150 days; peremptory amendment at 12 Ill. Reg. 15704, effective October 1, 1988; peremptory amendment at 12 Ill. Reg. 16271, effective October 1, 1988; amended at 12 Ill. Reg. 20161, effective November 30, 1988; amended at 13 Ill. Reg. 3890, effective March 10, 1989; amended at 13 Ill. Reg. 13619, effective August 14, 1989; peremptory amendment at 13 Ill. Reg. 15859, effective October 1, 1989; amended at 14 Ill. Reg. 729, effective January 1, 1990; amended at 14 Ill. Reg. 6349, effective April 13, 1990; amended at 14 Ill. Reg. 13202, effective August 6, 1990; peremptory amendment at 14 Ill. Reg. 15158, effective October 1, 1990; amended at 14 Ill. Reg. 16983, effective September 30, 1990; amended at 15 Ill. Reg. 11150, effective July 22, 1991; amended at 15 Ill. Reg. 11957, effective August 12, 1991; peremptory amendment at 15 Ill. Reg. 14134, effective October 1, 1991; emergency amendment at 16 Ill. Reg. 757, effective January 1, 1992, for a maximum of 150 days; amended at 16 Ill. Reg. 10011, effective June 15, 1992; amended at 16 Ill. Reg. 13900, effective August 31, 1992; emergency amendment at 16 Ill. Reg. 16221, effective October 1, 1992, for a maximum of 150 days; peremptory amendment at 16 Ill. Reg. 16345, effective October 1, 1992; amended at 16 Ill. Reg. 16624, effective October 23, 1992; amended at 17 Ill. Reg. 644, effective December 31, 1992; amended at 17 Ill. Reg. 4333, effective March 19, 1993; amended at 17 Ill. Reg. 14625, effective August 26, 1993; emergency amendment at 17 Ill. Reg. 15149, effective September 7, 1993, for a maximum of 150 days; peremptory amendment at 17 Ill. Reg. 17477, effective October 1, 1993; expedited correction at 17 Ill. Reg. 21216, effective October 1, 1993; amended at 18 Ill. Reg. 2033, effective January 21, 1994; emergency amendment at 18 Ill. Reg. 2509, effective January 27, 1994, for a maximum of

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

150 days; amended at 18 Ill. Reg. 3427, effective February 28, 1994; amended at 18 Ill. Reg. _____, effective June 3, 1994.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE.

SUBPART H: FOOD STAMP EMPLOYMENT AND TRAINING PROGRAM

Section 121.182 Earnfare Component

a) Assignment to the Earnfare Component is limited to food stamp individuals who are initially otherwise eligible for Transitional Assistance and who are "employable" and volunteer to participate in Earnfare.

b) Eligibility Criteria

- 1) Eligibility for the Earnfare Component shall be limited to six (6) months out of any twelve-(12) consecutive month period.
- 2) Individuals are not entitled to be placed in an Earnfare slot. Earnfare slots shall be made available only as resources permit.
- 3) To the extent resources permit, the Earnfare program will allow individuals to work for monthly payments and to improve their employability in order to succeed in obtaining employment.

c) Administration and Contracts

- 1) The Illinois Department shall administer the Earnfare program in Chicago.
- 2) The Illinois Department may enter into cooperative agreements with local governmental units that receive state funds and want to participate in the operation of the Earnfare program outside the city of Chicago. The Department shall establish the policies and procedures for the program and monitor Earnfare programs in local governmental units.
- 3) The Illinois Department may enter into contracts with other public agencies including State agencies, local governmental units, and not-for-profit community based organizations to help develop Earnfare opportunities and otherwise administer the program.
- 4) The Illinois Department shall provide Worker's Compensation coverage for each individual assigned to Earnfare.

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

Section 121.182 (continued)

d) Notification and Referrals

- 1) In areas where an Earnfare program is operating, when the Illinois Department or the local governmental unit learns that individuals are in the following categories, it shall inform them in writing and, whenever possible, orally of the existence of Earnfare and the method for requesting an Earnfare referral.

A) Households approved or certified for non-assistance food stamps which do not have net food stamp income in excess of \$154.00 per month;

B) All persons denied or terminated from State Transitional Assistance because they are employable; and

C) All Earnfare participants shall be given a written notice at the time they leave the Earnfare program specifying when they will re-qualify.

- 2) The Illinois Department and participating downstate units shall make referrals to the Earnfare program as follows:

A) Any person may request a referral.

B) Within thirty-(30) days after a request for an Earnfare referral:

- i) persons who do not qualify for the Earnfare program shall be given or sent a notice informing them that they do not qualify and will not receive a referral;
- ii) persons who request a referral and who qualify for the Earnfare program shall be provided with a written document that acknowledges the request and informs the individual that he/she is qualified.

- 3) Within thirty-(30) days after notice of eligibility, individuals shall be assessed and referred to appropriate Earnfare slots, if slots are available.

e) For the purposes of Earnfare, a "suitable" Earnfare slot must meet the following requirements:

- 1) there are no questions as to the individual's ability to engage in such employment for medical reasons or because the individual has no way to get to or from the particular job;

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

Section 121.182(e) (continued)

- 2) there are no questions of working conditions, such as risks to health, safety, or lack of worker's compensation protection;
- 3) the individual may not be required, as a condition of employment, to join, resign from, or refrain from joining any legitimate labor organization;
- 4) there is no unreasonable degree of risk to the individual's health and safety; and
- 5) the individual is physically and mentally competent to perform the work.

f) Individuals participating in Earnfare shall not displace or substitute for regular, full-time or part-time employees, regardless of whether the employee is currently working, on a leave of absence, or in a position or similar position where a layoff has taken place or the employer has terminated the employment of any regular employee or otherwise reduced its work force with the effect of filing the vacancy so created with an individual subsidized under this program, or is or has been involved in a labor dispute between a labor organization and the sponsor.

g) Entry into the Component

- 1) Individuals shall be referred to suitable Earnfare slots with local governmental units, not-for-profit community based and local organizations, other public agencies, including State agencies, and with private employers.

2) To the extent appropriate slots are available, individuals will be referred to suitable Earnfare activities based on an assessment of the individual's age, literacy, education, educational achievement, job training, work experience, and recent institutionalization, whenever these factors are known and are relevant to the individual's success in carrying out the assigned activities and in ultimately obtaining employment. The Department or the participating local governmental unit shall discuss with the individual available Earnfare assignments, together with any restrictions and qualifications the Earnfare employers have specified for the assignments. The individual's personal preferences for available Earnfare assignments and the individual's employment goals shall be ascertained and considered in making the Earnfare referral.

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

Section 121.182(g) (continued)

- 3) The Department and local governmental units shall maintain up-to-date public listings by area of Earnfare employers and current information regarding openings in those projects. These listings and the information shall be available to the public, in writing or by phone, during regular business hours.

h) Payments

- 1) Individuals participating in Earnfare shall engage in work equal to the amount of the food stamp benefits divided by the federal minimum wage and subsequently shall receive payment for each additional hour of performance in Earnfare activity, up to a maximum of \$154.00 \$231.00 per month. An individual is considered to have participated in Earnfare in any month he/she earns a payment. Individuals will be assigned hours of Earnfare based upon their initial food stamp authorization amount. An individual living in a multi-person food stamp household shall be deemed to be receiving a per capita share of the household's food stamp allotment, for purposes of calculating the Earnfare hours. During an individual's Earnfare participation the Department or the local governmental unit shall alter the Earnfare hours each time the individual's monthly food stamp benefit changes by at least \$20.00, effective the same month as the change in the food stamp benefit. Individuals and contractors will be notified by the Department or the local governmental unit of the number of hours of work to be performed by an individual in Earnfare.

- 2) Individuals remain financially eligible for Earnfare and Earnfare job search activity so long as they receive food stamps.

- 3) The Department may pay participants directly or may contract for the Earnfare employer to pay the individual. Payments shall be made no less frequently than monthly. Individuals shall be paid only for the hours they have actually worked in excess of the food stamp hours of work obligation.

- 4) Individuals shall be credited with hours of work that the Earnfare employer certifies them to have completed, according to criteria set forth in the contract with the Illinois Department or the local governmental unit. The Department or the local governmental unit staff shall attempt to resolve disputes between the Earnfare employer and the individual when there is disagreement over the number of hours worked. If the dispute cannot be resolved, the individual may utilize the Illinois Department's appeal process.

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

Section 121.182(h) (continued)

- 5) The Illinois Department or the provider shall, in advance, provide individuals participating in Earnfare who need transportation with the cost of transportation in getting to and from the Earnfare site and to Earnfare participants who are not in the job search component for specific job interviews arranged by their Earnfare employer. Individuals obtaining unsubsidized employment while participating in Earnfare may be eligible for initial employment expenses as stated in Section 121.188.

- 6) Participants in the Earnfare job search activity are eligible for employer contact related expenses not to exceed twenty dollars-{\$20.00} every thirty-{\$30} days for a maximum of two months in a twelve-{\$12} consecutive month period.

- 7) The Illinois Department will provide necessary clothing to enable participants to report to their Earnfare job site. Participants will be required to submit a written request for clothing needed.

i) Participation Requirements

- 1) Individuals may volunteer to participate in Earnfare and participation shall be limited to only six (6) months out of any twelve-{\$12} consecutive month period. Individuals participating in Earnfare shall engage in work equal to the amount of the food stamp benefits divided by the federal minimum wage and subsequently shall earn minimum wage assistance for each additional hour of work up to a maximum of \$154.00 \$231.00 per month. Individuals participating in Earnfare first work the number of hours equal to food stamp benefits and subsequently earn financial assistance benefits.

- 2) Individuals are required to report as scheduled and on time to their Earnfare employer when notified of a referral. When they cannot report to their Earnfare assignment or if they will be late, they are to immediately notify their Earnfare employer.

- 3) If the individual demonstrates an inability to sustain the work that has been assigned and the Earnfare assignment was appropriate to the individual's abilities, the Illinois Department shall re-assess the individual and if appropriate shall refer the person to apply for Transitional Assistance or Interim Assistance and federal SSI benefits.

- 4) An individual may be dismissed by the employer from an Earnfare assignment prior to its completion. The Department or local

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

Section 121.182(i)(4) (continued)

governmental unit shall return an individual dismissed by an employer to the client pool. An individual dismissed by an employer shall be treated as a new program entrant for the purpose of Earnfare assignments. A dismissal from an Earnfare assignment shall not cause a food stamp sanction.

- 5) During Earnfare assignment, individuals are required to accept bona fide offers of suitable employment pursuant to Section 121.162(c)(4).
- 6) During the Earnfare assignment participants are required to apply for suitable jobs for which the provider makes a referral.
- 7) Earnfare clients may participate in a voluntary job search activity as resources permit. There are no sanctions for failure to comply. Earnfare clients may participate for two (2) months in a twelve-(12) consecutive month period, either concurrently or following the six (6) month eligibility period for Earnfare. Clients are required to make a minimum of twenty (20) employer contacts each month while in the Earnfare job search activity.

(Source: Amended at 18 Ill. Reg. ____, effective June 3, 1994)

Section 121.188 Supportive Services

- a) Transitional Assistance recipients are eligible to receive supportive service payments in advance, except for orientation, to enable them to participate in the program. Individuals who are otherwise eligible for Transitional Assistance, but do not receive it because they are employable, are eligible to receive transportation payments in advance and initial employment expenses.
- b) During the assessment, the supportive services needed by an individual which must be discussed and provided or arranged as needed include at least the following:
 - 1) transportation;
 - 2) employment-related medical services (for example, TB test);
 - 3) vocational rehabilitation;
 - 4) initial employment expenses;

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

Section 121.188(b) (continued)

- 5) required books, fees, supplies; and
 - 6) pre-employment and pre-training physical examinations that are needed but not otherwise provided; and
 - 7) clothing allowance to enable participants to report to their Earnfare job site.
- c) Food Stamp Employment and Training program participation will not be required if supportive services are needed for effective participation but unavailable from the Department or some other reasonably available source.
 - d) Eligible Services
 - 1) Transportation
 - A) If required and necessary, expenses for transportation will be provided to enable individuals to attend Orientation meetings.
 - B) Transportation expenses are to be paid to permit participation in the Job Search, Basic Education, Job Training, Job Readiness, Work Experience, Grant Diversion and Earnfare components.
 - C) Transportation payments are made at the most economical rate. If the individual's own automobile is used, the established rate per mile (i.e. 15¢ per mile) will be approved, which includes all vehicle-related expenses.
 - D) Transportation expenses are to be paid to go to and from work until receipt of first full paycheck.
 - E) Transportation expenses are to be paid to Earnfare participants who are not in the job search component for specific job interviews arranged by their Earnfare employer.
 - 2) Job Search Expenses
 - A) Individuals participating in Job Search will receive an amount not to exceed \$20.00 a month to assist in the payment of job search related expenses.
 - B) An allowance of \$5.00 a month will be paid to individuals participating in the Work Experience and Job Readiness

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

Section 121.188(d)(2)(B) (continued)

components to assist in the payment of job search related expenses.

- 3) **Mandatory Fees.** Mandatory fees, including application, registration, activities, laboratory, graduation and testing fees, including the fee for the GED test, are provided to individuals enrolled in approved education or training programs (see Sections 121.170 through 121.182). A maximum payment of \$300.00 per twelve-(12) month period can be provided. No payments are allowed for tuition.
- 4) **Books and Supplies.** Payment is allowed for books, supplies and equipment purchased in accordance with the facility's published list of required items for the particular program in which an individual is enrolled. A maximum payment of \$300.00 per twelve-(12) month period can be provided.
- 5) **Physical Examinations.** Payment is permitted for individuals to obtain required physical examinations if the costs are not otherwise provided by sources such as the employer or the training program.

- 6) **Earnfare clothing allowance.** Necessary clothing is provided to enable participants to report to their Earnfare job site. A maximum clothing allowance of \$100.00 per 12 month period can be provided.

7) Initial Employment Expenses

- A) Payment may be provided for employment expenses incurred when requested within thirty-(30) calendar days from the date employment begins. These expenses are paid based on the individual's work days during a thirty-(30) calendar day period from the date employment begins. The total amount of all Initial Employment Expenses provided shall not exceed \$400 in a twelve-(12) consecutive month period. Payment may be made to individuals employed at least twenty-(20) hours weekly on a job that is expected to last at least thirty-(30) calendar days, or employed less than twenty-(20) hours weekly on a job that is expected to last at least thirty-(30) calendar days and total hours of employment plus component activity equal at least twenty-(20) hours per week.

- B) These expenses include:

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

Section 121.188(d)(7)(B) (continued)

- i) Special clothing (maximum \$200);
 - ii) Required tools which are not provided by the employer (maximum \$200);
 - iii) Repairs of an automobile (maximum \$300);
 - iv) Auto license plate fees;
 - v) Auto liability insurance at the cheapest rate but not to exceed \$150 or three months coverage, whichever is less costly;
 - vi) Transportation expenses at the most reasonable and economical rate, whichever is less. If the mandatory registrant's own car is used, a gas allowance of \$3.00 daily or a rate of 15¢ per mile, whichever is less, shall be authorized;
 - vii) Child care;
 - viii) Physical examination prior to employment if required and not provided by the employer;
 - ix) Other required items related to a specific job (maximum \$300); and
 - x) Item(s) or service(s) purchased that will assist the individual in meeting Illinois Department of Children and Family Services' child care licensing requirements (maximum \$300.00). Item(s) and service(s) may include but are not limited to the purchase of fire extinguishers, smoke alarms, first aid kits and installation of a telephone.
- C) Initial employment expenses will not be authorized to purchase firearms, pay bail bonds or traffic tickets, or pay relocation expenses so an individual can accept employment elsewhere.
- D) Also not permitted as an initial employment expense are expenses required for the self-employment of the individual except when expenses will assist the individual in becoming an Illinois Department of Children and Family Services licensed child care provider.

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

Section 121.188 (continued)

- e) These allowances are exempt from consideration in determining the Transitional Assistance grant amount.

(Source: Amended at 18 Ill. Reg. _____, effective June 3, 1994)

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

- 1) Heading of the Part: Rights and Responsibilities
- 2) Code Citation: 89 Ill. Adm. Code 102
- 3) Section Number: Adopted Action:
102.25 Amendment
- 4) Statutory Authority: Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1991, ch. 23, pars. 12-13)[305 ILCS 5/Art. XI and 12-13]
- 5) Effective Date of Amendments: June 3, 1994
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Do these Amendments contain incorporations by reference? No
- 8) Date Filed in Agency's Principal Office: June 1, 1994
- 9) Notice of Proposal Published in Illinois Register:
February 18, 1994 (18 Ill. Reg. 2602)
- 10) Has JCAR issued a Statement of Objections to these Adopted Amendments? No
- 11) Differences between proposal and final version: Based on a recommendation from the Administrative Code Division, the ICLS cite was added to the Authority on the table of contents. In addition, in Section 102.25(e)(2) the phrase "within ten days of the receipt" was changed to "within ten days after the receipt".
- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes
- 13) Will these Amendments replace Emergency Amendments currently in effect? No
- 14) Are there any Amendments pending on this Part? No
- 15) Summary and Purpose of Amendments: These amendments revise current client grievance procedures by adding procedures for investigations and intermediaries and by adding procedures when a grievance is filed against a local office administrator. This rulemaking defines an intermediary as a designated staff person who investigates the grievance and determines the merits of the grievance as well as any disciplinary action that may be indicated. For local office personnel the intermediary is the local office administrator, a management person designated by the local office administrator or the next higher level supervisor if the grievance is filed against the local office administrator. For other agency personnel,

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

the intermediary is the Bureau Chief of the employee against whom the grievance has been filed or a management person designated by the Bureau Chief.

As a result of these amendments, a client may file a written grievance in any Department office even if the grievance is against a staff person not working in that office. When the client is in the local office and files a grievance against a local office staff person, the intermediary will handle the grievance. When the client files a grievance against the local office administrator, the local office administrator or designee will accept the grievance and notify the next higher level supervisor. When the client is in the local office and files a grievance against other agency personnel, the worksite manager will accept the grievance and notify the appropriate intermediary. When the client is in any other Department office and files a grievance against a local office staff person or other agency personnel, the worksite manager will accept the grievance and notify the appropriate intermediary within 48 hours.

These amendments provide that when the intermediary determines that the investigation indicates a need for action, the intermediary will register the grievance and send a copy to the employee against whom the grievance was filed. Within ten days of the receipt of the grievance, the intermediary will arrange a conference between the client who filed the grievance, any representative of the client who filed the grievance, the employee against whom the grievance was filed, any representative designated by the employee and the intermediary. Within 15 calendar days after the conference, the intermediary will advise the client who filed the grievance in writing of any action being taken. The client will not be informed of disciplinary action taken against Department staff.

16) Information and questions regarding these Adopted Amendments shall be directed to:

Name: Judy Umunna
Address: Bureau of Rules and Regulations
Illinois Department of Public Aid
100 South Grand Avenue East, Third Floor
Springfield, Illinois 62762
Telephone: (217) 524-3215

The full text of the Adopted Amendments begins on the next page:

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

TITLE 89: SOCIAL SERVICES
CHAPTER I: DEPARTMENT OF PUBLIC AID
SUBCHAPTER a: GENERAL PROVISIONS

PART 102
RIGHTS AND RESPONSIBILITIES

Section	
102.1	Incorporation By Reference
102.10	Rights of Clients
102.20	Nondiscrimination
102.25	Grievance Rights of Clients
102.30	Confidentiality of Case Information
102.35	Case Records
102.40	Freedom of Choice
102.50	Reporting Change of Circumstances
102.60	Referral Requirements
102.63	Reporting Child Abuse/Neglect
102.66	Suitability of Home
102.70	Notice to Client
102.80	Right to Appeal
102.81	Continuation of Assistance Pending Appeal
102.82	Time Limit for Filing an Appeal
102.83	Examining Department Records
102.84	Child Care
102.90	Voluntary Repayment of Assistance
102.100	Excess Assistance (Recodified)
102.110	Recoupment of Overpayments (Recodified)
102.120	Correction of Underpayments
102.200	Recovery of Assistance
102.210	Estate Claims
102.220	Real Property Liens
102.230	Filing and Renewal of Liens
102.235	Liens on Property of Institutionalized Recipients
102.240	Foreclosure of Liens
102.250	Release of Liens
102.260	Personal Injury Claims
102.270	Convictions of Fraud - Eligibility
102.280	Single Conviction of Fraud - Administrative Review Board

AUTHORITY: Implementing Article XI and authorized by Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1991 23, pars. 11-1 et seq. and 12-13) [305 ILCS 5/Art. XI and 12-13]

SOURCE: Filed and effective December 31, 1977; peremptory rule at 2 Ill. Reg. 52, p. 449, effective December 13, 1978; amended at 2 Ill. Reg. 52, p. 462, December 23, 1978; peremptory amendment at 3 Ill. Reg. 11, p. 39, effective March 1, 1979; amended at 3 Ill. Reg. 41, p. 167, effective October 1, 1979;

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

amended at 3 Ill. Reg. 43, p. 196, effective October 15, 1979; amended at 5 Ill. Reg. 8035, effective July 27, 1981; amended at 5 Ill. Reg. 10775, effective October 1, 1981; amended at 6 Ill. Reg. 894, effective January 7, 1982; codified at 7 Ill. Reg. 5706; amended at 7 Ill. Reg. 8350, effective July 1, 1983; amended at 8 Ill. Reg. 18910, effective September 26, 1984; amended at 9 Ill. Reg. 327, effective December 31, 1984; amended at 9 Ill. Reg. 3730, effective March 13, 1985; amended at 9 Ill. Reg. 6812, effective April 26, 1985; amended at 9 Ill. Reg. 7162, effective May 1, 1985; amended at 9 Ill. Reg. 13091, effective August 16, 1985; amended at 9 Ill. Reg. 14704, effective September 13, 1985; amended at 9 Ill. Reg. 15912, effective October 4, 1985; amended at 10 Ill. Reg. 3981, effective February 22, 1986; amended at 10 Ill. Reg. 14795, effective August 29, 1986; amended at 10 Ill. Reg. 19088, effective October 24, 1986; Sections 102.100 and 102.110 recodified to 89 Ill. Adm. Code 165 at 10 Ill. Reg. 21094; amended at 11 Ill. Reg. 14067, effective August 10, 1987; amended at 11 Ill. Reg. 18239, effective October 30, 1987; amended at 12 Ill. Reg. 3735, effective February 5, 1988; amended at 13 Ill. Reg. 3940, effective March 10, 1989; amended at 14 Ill. Reg. 13279, effective August 6, 1990; emergency amendment at 14 Ill. Reg. 20078, effective December 3, 1990, for a maximum of 150 days; amended at 15 Ill. Reg. 7202, effective April 30, 1991; amended at 18 Ill. Reg. 273, effective December 28, 1993; amended at 18 Ill. Reg. ___, effective June 3, 1994.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE

Section 102.25 Grievance Rights of Clients

- a) When clients feel that they have a client-feels-he/she has not been treated with courtesy, consideration or respect by a Department employee, they or their the-client-or-his/her representative may file a written grievance. The client may file a written grievance in any Department office, even if the grievance is against a staff person not working in that office.
- b) The Department will investigate any written grievance which is filed within 60 days after of the grieved occurrence. A client grievance filed more than 60 days after the grieved occurrence will not be investigated by the Department. The investigation shall be conducted by the local-office-administrator-or-his-designee--in investigating the grievance, the local-office-administrator-or-his-designee will hold a conference between the
 - 1) client-and-the-client's-representative, if their-is-one,
 - 2) employee-against-whom-the-grievance-was-made-and-the-employee's-designated-representative, and
 - 3) management-staff-person.

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

Section 102.25 (continued)

c) Responsibility for Handling a Grievance

- 1) When the client is in the local office and files a grievance against a local office staff person, the intermediary will handle the grievance.
 - 2) When the client is in the local office and files a grievance against the local office administrator, the local office administrator or designee will accept the grievance and notify the next higher level supervisor.
 - 3) When the client is in the local office and files a grievance against other agency personnel, the worksite manager will accept the grievance and notify the appropriate intermediary.
 - 4) When the client is in any other Department office and files a grievance against a local office staff person or other agency personnel, the worksite manager will accept the grievance and notify the appropriate intermediary within 48 hours.
- d) Intermediary
- 1) An intermediary is a designated staff person who investigates and decides the merits of a client grievance. If necessary, the intermediary decides about disciplinary action.
 - 2) For local office personnel, the intermediary is:
 - A) The local office administrator;
 - B) A management person designated by the local office administrator; or
 - C) The next higher level supervisor if the grievance is filed against the local office administrator.
 - 3) For other agency personnel, the intermediary is:
 - A) The Bureau Chief of the employee against whom the grievance has been filed; or
 - B) A management person designated by the Bureau Chief.
- e) Investigation and Conference

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

Section 102.25(e) (continued)

- 1) The intermediary will investigate the grievance. If necessary, the intermediary will determine the merits of the grievance and any disciplinary action that may be indicated.
 - 2) When the intermediary determines that the investigation indicates a need for action, the intermediary will register the grievance and send a copy to the employee against whom the grievance was filed. Within ten days after the receipt of the grievance, the intermediary will arrange a conference between:
 - A) The client who filed the grievance;
 - B) The representative of the client who filed the grievance, if any;
 - C) The employee against whom the grievance was filed;
 - D) A representative designated by the employee, if any; and
 - E) The intermediary.
 - 3) Within 15 calendar days after the conference, the intermediary will advise the client who filed the grievance in writing of any action being taken. The client will not be informed of disciplinary action taken against Department staff.
 - f) e) The Department will take corrective action. Corrective action will be taken by the Department when just cause is shown in accordance with the Agreements between the State of Illinois and the American Federation of State, County and Municipal Employees or Personnel Rules of the Department of Central Management Services (80 Ill. Adm. Code 302: Subpart K), whichever is applicable appropriate.
 - g) A client grievance filed more than 60 days from the grievance occurrence will not be investigated by the Department.
- (Source: Amended at 18 Ill. Reg. ____, effective June 3, 1994)

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE OF EMERGENCY AMENDMENTS

- 1) Heading of the Part: Audits, Reviews, and Investigations
- 2) Code Citation: 89 Ill. Adm. Code 434
- 3) Section Number: Emergency Action:
434.7 Amendment
- 4) Statutory Authority: Implementing and authorized by Section 4 of the Children and Family Services Act (Ill. Rev. Stat. 1991, ch. 23, par. 5004) [20 ILCS 505/4] and the Internal Auditing Act (Ill. Rev. Stat. 1991, ch. 15, pars. 1000 et seq.) [30 ILCS 10/1001]
- 5) Effective Date of Amendments: June 3, 1994
- 6) If these emergency amendments are to expire before the end of the 150-day period, please specify the date on which they expire: Not applicable
- 7) Date filed in Agency's Principal Office: June 3, 1994
- 8) Reason for Emergency: Subsection 434.7 (h) was adopted effective May 1, 1994. There was miscommunication among staff regarding the desired effective date for the clause on recapture of excess revenues. These emergency amendments enter the correct effective date.
- 9) A Complete Description of the Subjects and Issues Involved: The Department adopted amendments to Section 434.7, Certified Audits, Cost Reports, and Desk Reviews, effective May 1, 1994, which specified a retroactive effective date for the recapture of excess revenues. This date was in error and is being corrected by these emergency amendments.
- 10) Are there any proposed amendments to this Part pending? Yes.
- 11) Statement of Statewide Policy Objectives: These rules do not create or expand a state mandate as defined in Section 3 (b) of the State Mandates Act (Ill. Rev. Stat. 1991, ch. 85, par. 2203) [30 ILCS 805/3].
- 12) Information and questions regarding these amendments shall be directed to:

Jacqueline Nottingham, Chief
Office of Rules and Procedures
Department of Children and Family Services
406 East Monroe Street, Station # 222
Springfield, Illinois 62701-1498

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE OF EMERGENCY AMENDMENTS

Phone: (217) 524-1983
TTY: (217) 524-3715

The full text of the emergency amendments begins on the next page.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE OF EMERGENCY RULES

TITLE 89: SOCIAL SERVICES
CHAPTER III: DEPARTMENT OF CHILDREN AND FAMILY SERVICES
SUBCHAPTER f: GENERAL ADMINISTRATION

PART 434

AUDITS, REVIEWS, AND INVESTIGATIONS

Section

434.1	Purpose
434.2	Definitions
434.3	Audit Standards to be Applied and Audit Procedures to be Followed for Internal Auditing
434.4	Scope of the Internal Audit/Review or Investigation
434.5	Reports of Internal Auditors
434.6	Exit Conferences
434.7	Certified Audits, Cost Reports and Desk Reviews
EMERGENCY	
434.8	Records Maintenance and Availability for Audit
434.9	Responsibilities of the Office of Internal Audits
434.10	Administrative Hearings of Draft Audit Findings and Recommendations
434.11	Referrals by Department Employees to the Investigations Unit
434.12	Severability of This Part

AUTHORITY: Implementing and authorized by Section 4 of the Children and Family Services Act (Ill. Rev. Stat. 1991, ch. 23, par. 5004) [20 ILCS 505/4] and Internal Auditing Act (Ill. Rev. Stat. 1991, ch. 15, pars. 1000 et seq) [30 ILCS 10/1001].

SOURCE: Adopted and codified at 5 Ill. Reg. 8634, effective September 1, 1981; amended at 7 Ill. Reg. 16207, effective December 30, 1983, amended at 18 Ill. Reg. 6697, effective May 1, 1994; emergency amendments at 18 Ill. Reg. _____, effective June 3, 1994 _____ for a maximum of 150 days.

Section 434.7 Certified Audits, Cost Reports and Desk Reviews
EMERGENCY

- a) The Department's requirements for providers include the annual filing of a cost report (for all providers in accordance with 89 Ill. Adm. Code 357) and a certified audit of entities who receive annual payments in excess of \$50,000 in any one contract year. The certified audit for all entities must be completed and submitted within 180 calendar days after the completion of their fiscal year as required by Section 357.11 (f) of Part 357, Purchase of Service (89 Ill. Adm. Code 357). Day care providers must complete audits in accordance with

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE OF EMERGENCY RULES

the Department's Guide for Audits of Day Care Provider Organizations. All Governmental and not-for-profit organizations must complete audits in accordance with OMB Circulars A-128 or A-133, whichever is applicable.

b) The certified audit and related cost reports are to be reviewed by the Internal Auditors and, when appropriate, a report on the certified audit or cost reports will be issued to Department officials who are responsible for the contract(s). The general objectives of the desk review and report shall determine whether:

- 1) financial and service unit information is appropriately presented and is consistent with the generally accepted accounting principles;
- 2) costs incurred in operating the contracted services are not less than the revenues received directly for the program;
- 3) related party transactions are appropriately recorded and disclosed;
- 4) significant accounting practices and other information which require disclosure (as described by generally accepted accounting principles) are disclosed appropriately; and
- 5) funds were used in accordance with Department policy and whether the agency has received monies in excess of actual reimbursable costs.

c) The Office of Internal Audits is responsible for answering all questions regarding the preparation of a certified audit. If the Department has not received the certified audit by the deadline of 180 calendar days after the completion of the entity's fiscal year, the Office of Internal Audits will notify the entity of the delinquency and send a copy of the notice to Department regional administrative staff.

d) All certified audits are logged in upon receipt by the Office of Internal Audits and an audit digest (summary of findings) is prepared for each audit received. If the audit does not contain adequate information, the Office of Internal Audits will send a letter to the provider to request additional information. If the certified audit does not meet the standards set out in subsection (a), the entity will be given 30 business days to submit a new certified audit.

e) The Office of Internal Audits will prepare a desk review report which will highlight any deficiencies that are found in the audit and will contain specific recommendations for procedural changes in the preparation of certified audits. The completed desk review report will be sent directly to the entity, with a copy to appropriate Department regional staff.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE OF EMERGENCY RULES

f) Department regional staff are responsible for reviewing the recommendations contained in the desk review report and providing assistance as necessary to the entity in follow-up on the recommendations made. The desk review report may contain recommendations for contract or budget revisions which must be acted upon by the regional staff.

g) The desk review report may contain recommendations which require an additional response from the entity before the audit is accepted. The entity's response and concurrence with the recommendations of the desk review report will close the desk review process.

h) When the rates for group homes, institutions, day care, independent living, homemakers, Medicaid and unmarried mothers services are set by audited costs, the entity is exempt from recapture of any excess revenues associated with these services. The total amount of excess revenues identified during FY'1981-FY'1993 FY' 1994 must be recorded as a liability on the entity's financial statements and may be retained by the entity until the specified program type is no longer in effect. If, beginning with State fiscal year 1994 and in any subsequent years, payments from the Department exceed expenses attributable for a specified program type, any excess revenues which are identified will be recaptured during the following fiscal year contract period.

i) Waiver of the certified audit requirement must be requested in writing and directed to the Department's Chief Auditor. The request should state the reason for the waiver request. A request for an extension of the deadline for submittal of the audit beyond the time specified in the contract must also be submitted in writing to the Chief Auditor. The Department's Chief Auditor will respond to requests for waivers or extensions within thirty business days, specifying approval or rejection of the waiver.

(Source: Emergency amendments at 18 Ill. Reg. _____, effective June 3, 1994 for a maximum of 150 days)

TEACHERS' RETIREMENT SYSTEM OF THE STATE OF ILLINOIS

TEACHERS' RETIREMENT SYSTEM OF THE STATE OF ILLINOIS

NOTICE OF EMERGENCY AMENDMENTS

NOTICE OF EMERGENCY AMENDMENTS

1) Heading of the Part: The Administration and Operation of the Teachers' Retirement System

2) Code Citation: 80 Ill. Adm. Code 1650

3) Section Numbers: 1650.181
Emergency Action:
 Amendment

4) Statutory Authority: Implementing and authorized by Sections 16-106, 16-118, 16-121, 16-125, 16-133, 16-136, 16-149, 1, 16-149.2, 16-150, 16-153.2, 16-155, 16-168 and 16-192 of the Illinois Pension Code [40 ILCS 5/16-106, 16-118, 16-121, 16-125, 16-133, 16-136, 16-149, 16-149.1, 16-149.2, 16-150, 16-153.2, 16-155, 16-168 and 16-192].

5) Effective Date of Amendment: MAY 24 1994

6) If this emergency amendment is to expire before the end of the 150-day period, please specify the date on which it is to expire: N/A

7) Date Filed in Agency's Principal Office: May 17, 1994

8) Reason for Emergency:

Under Section 16-133.4 and 16-133.5 of the Illinois Pension Code, employers of employees reportable to the Teachers' Retirement System, are required to make contributions for employees that retire under an early retirement incentive (40 ILCS 5/16-133.4 and 16-133.5). If the employer elects to pay the required employer's early retirement contribution in installments, as provided by the statute, the payments must be made in equal quarterly installments over a period not to exceed 5 years from the date of retirement. At the time 80 Illinois Administrative Code Ch. III, Sec. 1650.181 was promulgated, the Teachers' Retirement System was unable to assess these contributions quarterly within the 5 year time frame. New computer programming has made it possible for the System to bill these payments as required by the statute and the emergency rule is necessary to allow implementation within the statutory time frames. By receiving the required contributions on October 15, instead of January 15, the System will realize interest on those payments in excess of \$7.2 million. The Teachers' Retirement System finds that the delayed receipt of this revenue would constitute a threat to the public

interest and the welfare of the members of the Teachers' Retirement System, as well as the System's continuation, as the System is seriously underfunded in excess of \$7 billion.

9) A Complete Description of the Subjects and Issues Involved:

1650.181 This amendment changes the dates required employer contributions are due from January 15, 1995 and 1996 to October 15, 1994 and 1995, as required by 40 ILCS 5/16-133.4 and 16-133.5.

10) Are there any proposed amendments to this Part pending? No

11) Statement of Statewide Policy Objectives: Not Applicable

12) Information and questions regarding this amendment shall be directed to:

Wilma VanScyoc, General Counsel
 Teachers' Retirement System
 2815 West Washington, P.O. Box 19253
 Springfield, Illinois 62794-9253

The full text of the emergency amendment begins on the next page:

TEACHERS' RETIREMENT SYSTEM OF THE STATE OF ILLINOIS

NOTICE OF EMERGENCY AMENDMENTS

TITLE 80: PUBLIC OFFICIALS AND EMPLOYEES
 SUBTITLE D: RETIREMENT SYSTEMS
 CHAPTER III: TEACHERS' RETIREMENT SYSTEM OF
 THE STATE OF ILLINOIS

PART 1650

THE ADMINISTRATION AND OPERATION OF THE
 TEACHERS' RETIREMENT SYSTEM

SUBPART A: REPORTS BY BOARD OF TRUSTEES

Section

1650.10 Annual Financial Report (Repealed)

SUBPART B: BASIC RECORDS AND ACCOUNTS

Section

1650.110 Membership Records

1650.120 Claims Records (Repealed)

1650.130 Individual Accounts (Repealed)

1650.140 Ledger and Accounts Books (Repealed)

1650.150 Statistics (Repealed)

1650.160 Confidentiality of Records

1650.180 Filing and Payment Requirements

1650.181 Early Retirement Incentive Payment Requirements

EMERGENCY

1650.182 Waiver of Additional Amounts Due

SUBPART C: FILING OF CLAIMS

Section

1650.210 Claim Applications

1650.220 Reclassification of Disability Claim (Repealed)

1650.230 Medical Examinations and Investigations of Claims

1650.240 Refunds; Impermissible Refunds; Canceled Service; Repayment

1650.250 Death Benefits

1650.260 Evidence of Age

1650.270 Evidence of Dependency

TEACHERS' RETIREMENT SYSTEM OF THE STATE OF ILLINOIS

NOTICE OF EMERGENCY AMENDMENTS

1650.271 Evidence of Parentage
 1650.280 Evidence of Marriage
 1650.290 Offsets

SUBPART D: MEMBERSHIP AND SERVICE CREDITS

Section

1650.310 Effective Date of Membership

1650.320 Method of Calculating Service Credits

1650.325 Method of Calculating Service Credit for Recipients of a Disability Benefits or Occupational Disability Benefit

1650.330 Duplicate Service Credit

1650.340 Service Credit for Leave of Absence, Sabbatical Leaves, or Involuntary Layoffs

1650.350 Service Credit for Unused Accumulated Sick Leave Upon Retirement

1650.360 Service and Earnings Credit Obtained Pursuant to Labor Contract Litigation

1650.370 Calculation of Average Salary (Renumbered)

SUBPART E: CONTRIBUTION CREDITS AND PAYMENTS

Section

1650.410 Refunds for Duplicate or Noncreditable Service

1650.420 Interest on Deficiencies (Repealed)

1650.430 Installment Payments (Repealed)

1650.440 Small Deficiencies, Credits or Death Benefit Payments

1650.450 Definition of Salary

1650.460 Calculation of Average Salary

SUBPART F: RULES GOVERNING ANNUITANTS AND BENEFICIARIES

Section

1650.505 Beneficiary (Repealed)

1650.510 Re-entry Into Service

1650.520 Suspension of Benefits

1650.530 Power of Attorney

1650.540 Conservators/Guardians

1650.550 Presumption of Death

1650.560 Benefits Payable on Death

1650.570 Survivors' Benefits

TEACHERS' RETIREMENT SYSTEM OF THE STATE OF ILLINOIS
NOTICE OF EMERGENCY AMENDMENTS
SUBPART B: BASIC RECORDS AND ACCOUNTS

Section 1650.181 Early Retirement Incentive Payment Requirements
EMERGENCY

- a) All employers who elect to pay the required employer's early retirement contribution in installments within a period of 5 years as provided for in Section 16-133.4 or Section 16-133.5 of the Act are required to forward such employer contributions to the System on a quarterly basis for five years. For regular retirements under Section 16-133.4, the first quarterly payment is due on January 15, 1994 and on the 15th of the month quarterly thereafter. For regular retirements under Section 16-133.5 and delayed retirements under Section 16-133.4, the first quarterly payment is due on ~~January 15, 1995~~ October 15, 1994 and on the 15th of the month quarterly thereafter. For delayed retirements under Section 16-133.5, the first quarterly payment is due on ~~January 15, 1996~~ October 15, 1995 and on the 15th of the month quarterly thereafter. Failure to forward employer contributions as required shall result in the assessment of additional amounts due.
- b) If the employer fails to forward such required employer contributions within the time permitted by the payment schedule, the System shall assess and notify the employer of an additional amount due, equal to a quarterly rate of 1.43% of the amount remaining unpaid by the employer on the date due.
- c) Employers paying through a quarterly payment plan shall be assessed an additional quarterly rate of 1.43% on the employer's remaining unpaid quarterly balance in every succeeding payment period the employer fails to pay any past due amounts.
- d) Employers paying through a tailored payment plan shall be assessed an additional quarterly rate of 1.43% for each succeeding quarter in which the employer fails to pay any past due amounts. Quarters shall be determined based on the date due.
- e) For purposes of administering the additional amounts due, based upon the employer's failure to make the employer's early retirement contribution under Section 16-133.4 or Section 16-133.5, the contribution must be received by the date due, as established by the System. Contributions shall be credited to the employer on the date of receipt by the System.

(Source: Emergency amendment at 18 Ill. Reg. _____, effective MAY 24 1994, for a maximum of 150 days.)

TEACHERS' RETIREMENT SYSTEM OF THE STATE OF ILLINOIS
NOTICE OF EMERGENCY AMENDMENTS
SUBPART G: ATTORNEY GENERALS' OPINION

Section 1650.605
Policy of the Board Concerning Attorney Generals' Opinion (Repealed)

Section 1650.610
Staff Responsibility
Right of Appeal
Form of Written Request
Prehearing Procedure
Hearing Procedure
Rules of Evidence
Amendments

Section 1650.620
Form of Written Request
Prehearing Procedure
Hearing Procedure
Rules of Evidence
Amendments

Section 1650.630
Prehearing Procedure
Hearing Procedure
Rules of Evidence
Amendments

Section 1650.640
Hearing Procedure
Rules of Evidence
Amendments

Section 1650.650
Rules of Evidence
Amendments

Section 1650.660
Amendments

Section 1650.670
Amendments

Section 1650.680
Amendments

Section 1650.690
Amendments

Section 1650.700
Amendments

(Source: Emergency amendment at 18 Ill. Reg. _____, effective MAY 24 1994, for a maximum of 150 days.)

STATE BOARD OF EDUCATION

REQUEST FOR EXPEDITED CORRECTION

- 1) Heading of the Part: Sprinkler Systems
- 2) Code Citation: 23 Ill. Adm. Code 170
- 3) Section Numbers: 170.30
- 4) Date Proposal published in Illinois Register:
October 22, 1993 17 Ill. 18419
Issue Date
- 5) Date Adoption published in Illinois Register:
March 25, 1994 18 Ill. Reg. 4699
Issue Date
- 6) Summary and Purpose of Expedited Correction:
The correction is needed to rectify a discrepancy between the adopted rule and the agreement certified by the Joint Committee, so that the rules will comply with Section 5-75 of the Illinois Administrative Procedure Act.
- 7) Information and questions regarding this request shall be directed to:

Name: Sally Vogl
Agency Rules Coordinator
Illinois State Board of Education
Address: 100 North First Street
Springfield, Illinois 62777
Telephone: (217) 782-0541

DEPARTMENT NUCLEAR SAFETY

REQUEST FOR EXPEDITED CORRECTION

- 1) Heading of the Part: Radiation Safety Requirements for Industrial Radiographic Operations
- 2) Code Citation: 32 Ill Adm Code 350
- 3) Section Numbers: 350.2030
- 4) Date Proposal published in Illinois Register:
August 27, 1993 17 Ill Reg 13882
Issue Date
- 5) Date Adoption published in the Illinois Register:
May 13, 1994 18 Ill Reg 7263
Issue Date
- 6) Summary and Purpose of Expedited Correction: A word processing error resulted in the word "preset" appearing as "present" in the adopted text of the rule. Section 5-85 of the Illinois Administrative Procedure Act authorizes the use of the expedited correction process to correct typographical errors. This correction will be deemed effective May 2, 1994, the effective date of the rulemaking being corrected.
- 7) Information and questions regarding this request shall be directed to:

Name: Valerie Puccini, Staff Attorney
Address: Department of Nuclear Safety
1035 Outer park Drive
Springfield, Illinois 62704
Telephone: (217) 785-9881 (Voice)
(217) 782-6133 (TDD)

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF REGULATORY FLEXIBILITY IMPACT ANALYSIS

RULES PROMULGATED BY STATE AGENCIES THAT MAY IMPACT SMALL BUSINESS

Name Of Agency: Comptroller, Office of the

Heading of the Part: Illinois Funeral or Burial Bond Act

Code Citation: 38 Ill. Adm. Code 610

Sections Involved: 610.10 610.50 610.90
610.20 610.60 610.Exhibit A
610.30 610.70 610.Exhibit B
610.40 610.80 610.Exhibit C
610.Exhibit D

Notice of Proposal Published in Illinois Register: May 13, 1994

Statutory Authority: Illinois Funeral or Burial Funds Act [225 ILCS 45/1 et seq.]

Information concerning this Regulatory Flexibility Impact Analysis shall be directed to:

Name: Linda D. Brand
Address: Department of Commerce and Community Affairs
620 E. Adams, Springfield, IL 62701
Telephone: (217) 785-6354

Other pertinent information regarding these rules: After initial scrutiny, the Department of Commerce and Community Affairs has determined that the above proposed rule may impact small businesses. Publication of this notice serves to both provide the general public with information regarding specifics of the propose rule, on request as well as elicit comments from interested parties. All comments will be considered as the analysis is formulated.

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF REGULATORY FLEXIBILITY IMPACT ANALYSIS

RULES PROMULGATED BY STATE AGENCIES THAT MAY IMPACT SMALL BUSINESS

Name Of Agency: Illinois Housing Development Authority

Heading of the Part: Homeowner Mortgage Revenue Bond Program

Code Citation: 47 Ill. Adm. Code 260

Sections Involved: 260.101 260.111 260.302 260.407
260.102 260.112 260.303 260.501
260.103 260.113 260.304 260.502
260.104 260.114 260.305 260.503
260.105 260.201 260.401 260.505
260.106 260.202 260.402 260.506
260.107 260.203 260.403
260.108 260.204 260.404
260.109 260.205 260.405
260.110 260.301 260.406

Notice of Proposal Published in Illinois Register: June 3, 1994

Statutory Authority: Sections 3805/7.19 and 3805/7.23 of the Illinois Housing Development Act [20 ILCS 3805/7.19 and 3805/7.23].

Information concerning this Regulatory Flexibility Impact Analysis shall be directed to:

Name: Linda D. Brand
Address: Department of Commerce and Community Affairs
620 E. Adams, Springfield, IL 62701
Telephone: (217) 785-6354

Other pertinent information regarding these rules: After initial scrutiny, the Department of Commerce and Community Affairs has determined that the above proposed rule may impact small businesses. Publication of this notice serves to both provide the general public with information regarding specifics of the propose rule, on request, as well as elicit comments from interested parties. All comments will be considered as the analysis is formulated.

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF REGULATORY FLEXIBILITY IMPACT ANALYSIS

RULES PROMULGATED BY STATE AGENCIES THAT MAY IMPACT SMALL BUSINESS

Name Of Agency: Department of Professional Regulation

Heading of the Part: Professional Counselor and Clinical Professional Counselor Licensing Act

Code Citation: 68 Ill. Adm. Code 1375

Sections Involved: 1375.10 1375.40 1375.70 1375.110 1375.135 1375.160 1375.210
1375.20 1375.50 1375.80 1375.120 1375.140 1375.170 1375.230
1375.30 1375.60 1375.100 1375.130 1375.150 1375.200

Notice of Proposal Published in Illinois Register: May 27, 1994

Statutory Authority: Section 25 of the Professional Counselor and Clinical Professional Counselor Licensing Act [225 ILCS 107/25].

Information concerning this Regulatory Flexibility Impact Analysis shall be directed to:

Name: Linda D. Brand
Address: Department of Commerce and Community Affairs
620 E. Adams, Springfield, IL 62701
Telephone: (217) 785-6354

Other pertinent information regarding these rules: Public hearings will be held as follows: Wednesday, June 22, 1994, 10 A.M.; Department of Professional Regulation; James R. Thompson Center, 9th Floor, Room 9-301; 100 West Randolph; Chicago, Illinois 62959. Friday, June 24, 1994, 10 A.M.; Illinois Department of Professional Regulation; 320 West Washington, 5th Floor Conference Room; Springfield, Illinois 62786.

After initial scrutiny, the Department of Commerce and Community Affairs has determined that the above proposed rule may impact small businesses. Publication of this notice serves to both provide the general public with information regarding specifics of the proposed rule, on request as well as elicit comments from interested parties. All comments will be considered as the analysis is formulated.

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

SECOND NOTICES RECEIVED

The following second notices were received by the Joint Committee on Administrative Rules during the period of May 31, 1994 through June 6, 1994, and have been scheduled for review by the Committee at its June 14, 1994 meeting. Other items not contained in this published list may also be considered. Members of the public wishing to express their views with respect to a rule should submit written comments to the Committee at the following address: Joint Committee on Administrative Rules, 700 Stratton Office Bldg., Springfield IL 62706.

Second Notice Expires	Agency and Rule	Start of First Notice	JCAR Meeting
7/15/94	Department of Professional Regulation, Certified Veterinary Technicians (68 Ill Adm Code 1505)	4/15/94 18 Ill Reg 5737	6/14/94
7/15/94	Department of Professional Regulation, Veterinary Medicine and Surgery Practice Act (68 Ill Adm Code 1500)	4/15/94 18 Ill Reg 5758	6/14/94
7/17/94	Pollution Control Board, Requirements for New Steel and Foundry Industry Wastes Landfills (35 Ill Adm Code 817)	10/15/93 17 Ill Reg 17659	6/14/94
7/17/94	Pollution Control Board, Standards for Existing Landfills and Units (35 Ill Adm Code 814)	10/15/93 17 Ill Reg 17721	6/14/94
7/17/94	Pollution Control Board, Procedural Requirements for Permitted Landfills (35 Ill Adm Code 813)	10/15/93 17 Ill Reg 17654	6/14/94
7/17/94	Pollution Control Board, Information to be Submitted in a Permit Application (35 Ill Adm Code 812)	10/15/93 17 Ill Reg 17644	6/14/94
7/17/94	Pollution Control Board, Standards for New Solid Waste Landfills (35 Ill Adm Code 811)	10/15/93 17 Ill Reg 17730	6/14/94
7/17/94	Pollution Control Board, Solid Waste Disposal: General Provisions (35 Ill Adm Code 810)	10/15/93 17 Ill Reg 17709	6/14/94

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLYSECOND NOTICES RECEIVED
(Page 2)

7/17/94	Pollution Control Board, Solid Waste (35 Ill Adm Code 807)	10/15/93 17 Ill Reg 17703	6/14/94
7/17/94	Pollution Control Board, Procedural Require- ments for All Landfills Exempt from Permits (35 Ill Adm Code 815)	10/15/93 17 Ill Reg 17649	6/14/94

PROCLAMATION

94-283

BENGALI WEEK

Whereas, the Bengalee Community in North America will hold their 14th North American Bengali Conference in Chicago at the Hyatt Regency O'Hare on July 1, 1994; and

Whereas, Bengali, heralded as the fifth largest speaking language in the world, continues to faithfully reflect a bounty of time-honored cultural traditions; and

Whereas, about 5,000 residents of Bengalee, including renowned poet Ravindra Nath Tagore and world-famous monk Swami Vivekananda, reside in the State of Illinois; and

Whereas, 3,000 delegates from throughout the nation are expected to join local members for this event; and

Whereas, the Bengalee community in Illinois includes many outstanding citizens who have contributed to the progress of the state, including the late Dr. Fazlur Rahman Khan who designed the John Hancock Center and the Sears Tower;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim June 27-July 3, 1994, as BENGALI WEEK in Illinois and urge the citizens of the state to recognize this event and participate fittingly in its observance.

Issued by the Governor May 25, 1994.

Filed with the Secretary of State June 3, 1994.

94-284

FRATERNAL WEEK

Whereas, fraternal groups at the national, state, and local levels volunteer their time and resources to strengthen America; and

Whereas, there are more than 10 million members of the 98 fraternal benefit societies of the National Fraternal Congress of America. These individuals perform educational, religious, patriotic, and benevolent activities to benefit individuals and institutions in their local communities; and

Whereas, they assist the needy, widows and orphans, the aged, and the disabled; and

Whereas, in 1993, they provided more than \$5.2 million in assistance to the victims of the flooding in the Midwest; and

Whereas, the fraternal benefit societies have long proclaimed their patriotism and celebrate Fraternal Week through special observance of Flag Day, June 14, and are a part of the National Fraternal Flag Day Foundation;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim June 8-14, 1994, as FRATERNAL WEEK in Illinois.

Issued by the Governor May 26, 1994.
Filed with the Secretary of State June 3, 1994.

94-285
JEWISH FOLK ARTS FESTIVAL DAY

Whereas, the Jewish Community of the State of Illinois has always been an active participant in the cultural development of our state; and

Whereas, Jewish culture as expressed in art, song, dance, and food is part of the ethnic fabric of our state; and

Whereas, the State of Illinois has always encouraged cultural expression as a vehicle to promote understanding and mutual respect among its citizens; and

Whereas, the Greater Chicago Jewish Folk Arts Festival was first held in 1980 to express the heart and soul of Jewish culture and share it with its neighbors; and

Whereas, the Eighth Greater Chicago Jewish Folk Arts Festival, founded by Michael M. Lorge, will be held on June 12, 1994, from 11 a.m. to 6 p.m.;

Therefore, I, Jim Edgar, Governor of the State of Illinois,

proclaim June 12, 1994, as JEWISH FOLK ARTS FESTIVAL DAY in Illinois.

Issued by the Governor May 26, 1994.

Filed with the Secretary of State June 3, 1994.

94-286
OTIS WILSON CELEBRITY GOLF CLASSIC DAY

Whereas, the Third Annual Otis Wilson Celebrity Golf Classic benefits the Special Olympics; and

Whereas, Special Olympics is a non-profit sports and camp program for mentally retarded children and adults; and

Whereas, more than one million children and adults participate in Special Olympics programs in 20,000 U.S. communities and more than 70 countries; and

Whereas, these athletes are quiet heroes who have triumphed over their handicaps to achieve their goals; and

Whereas, in support of these athletes, Lake Barrington Shores Country Club will host the Otis Wilson Celebrity golf tournament. Teams of four with a celebrity captain will join Otis Wilson at this event;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim June 13, 1994, as OTIS WILSON CELEBRITY GOLF CLASSIC DAY in Illinois.

Issued by the Governor May 26, 1994.

Filed with the Secretary of State June 3, 1994.

94-287
DR. WILLIAM ATTEA DAY

Whereas, for the past 27 years Dr. William Attea has served Illinois' educational system in positions ranging from teacher and college professor to Superintendent for the Glenview Public Schools and Chairman of the School Management Foundation of Illinois; and

Whereas, his professional accomplishments and contributions to education, as well as his strong leadership, have earned him recognition and respect among the education community; and

Whereas, throughout his career, Dr. Attea has displayed exemplary service and commitment to Illinois' educational system and has had the opportunity to positively influence students, teachers, and administrators; and

Whereas, Dr. Attea will retire from his position as Glenview Superintendent of Schools;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim June 2, 1994, as DR. WILLIAM ATTEA DAY in Illinois in appreciation of his dedication and commitment to excellence in education.

Issued by the Governor May 31, 1994.

Filed with the Secretary of State June 3, 1994.

94-288
SPRINGFIELD AREA ARTS COUNCIL MONTH

Whereas, for more than 18 years the Springfield Area Arts Council has made the arts a conscious and vibrant part of the everyday lives of Springfield area citizens; and

Whereas, the Arts Council is dedicated to promoting a greater public awareness of and participation in the arts through 37 area arts organizations; and

Whereas, as the second largest provider of programs and services to local arts organizations and artists, the Springfield Area Arts Council sponsors events such as First Night Springfield, Jazz at the First, Artist on the Plaza, Children's Arts Festival, On My Own Time, and Summer Youth Arts Camp; and

Whereas, the Springfield Area Arts Council continues to foster the growth of more arts programs and services through educational, recreational, business, cultural, civic, and social organizations along with giving technical assistance to arts organizations and individual artists; and

Whereas, the support of arts education is essential in maintaining the many opportunities available through arts councils and organizations;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim June 1994 as SPRINGFIELD AREA ARTS COUNCIL MONTH in

Illinois.

Issued by the Governor May 31, 1994.

Filed with the Secretary of State June 3, 1994.

94-289

AMATEUR RADIO WEEK

Whereas, the State of Illinois has more than 22,200 licensed amateur radio operators who have demonstrated their value in public assistance by providing emergency radio communications and assisting at public functions; and

Whereas, these amateur radio operators donate their services free of charge in the interest of the citizens of the state, as well as the world community; and

Whereas, amateur radio operators are on the alert for any emergency, local or worldwide and practice their communication skills during the American Radio Relay League's Field Day exercise; and

Whereas, the year's Amateur Radio Field Day will take place on June 25-26;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim the week of June 19-26, 1994, as AMATEUR RADIO WEEK in Illinois in recognition of the contributions made by the amateur radio operators of our state.

Issued by the Governor June 1, 1994.

Filed with the Secretary of State June 3, 1994.

94-290

MEN'S HEALTH WEEK

Whereas, despite the advances in medical technology and research, men continue to live an average of seven years less than women; and

Whereas, the likelihood that a man will develop prostate cancer is 1 in 11, and the number of men contracting prostate cancer reached more than 120,000 last year, with an expected one-third of the cases to die from the disease; and

Whereas, testicular cancer is one of the most common cancers in men aged 15 to 34, and when detected early, has an 87 percent survival rate; and

Whereas, the number of men contracting lung disease and colon cancer is growing year and year, and the death rate for prostate cancer has grown to almost twice that of breast cancer in the last five years; and

Whereas, women visit the doctor 150 percent as often as men, enabling them to detect health problems in their early stages; and

Whereas, appropriate use of tests such as PSA exams, blood pressure screens, cholesterol screens, and others, in conjunction with clinical examinations and self-testing, can result in the detection of many of these problems in their early stages and increases the survival rates to nearly 100 percent; and

Whereas, men who are educated about the value that preventive health can play in prolonging their lifespan and their role as a productive family member will be more likely to participate in health screenings;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim June 12-19, 1994, as MEN'S HEALTH WEEK in Illinois.

Issued by the Governor June 1, 1994.

Filed with the Secretary of State June 3, 1994.

94-291

REFLEX SYMPATHETIC DYSTROPHY SYNDROME WEEK

Whereas, Reflex Sympathetic Dystrophy Syndrome (RSDS) is a complex condition with varying degrees of severity and disability; and

Whereas, RSDS is a painful, multi-symptom condition usually affecting arms, legs, or both, but may affect any area of the body; and

Whereas, RSDS affects millions of people in this country at almost any age, causing loss of independence, loss of a job or ability to attend school, and loss of income; and

Whereas, Reflex Sympathetic Dystrophy Syndrome Association, a non-profit organization with chapters in Illinois and many other states, promotes research and helps meet the needs of patients and their families;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim October 2-8, 1994, as REFLEX SYMPATHETIC DYSTROPHY SYNDROME WEEK in Illinois.

Issued by the Governor June 1, 1994.

Filed with the Secretary of State June 3, 1994.

94-292

WESTSIDE HEALTH PARTNERSHIP UNITY DAYS

Whereas, the Westside Health Partnership will host its first annual Summit Conference on Violence on June 14, 1994. The theme is "No Rhyme No Reason: Healing Ourselves--Strategies to Break the Cycle of Violence Destroying Our Communities;" and

Whereas, the Westside Health Partnership is composed of Mount Sinai Hospital Medical Center, St. Anthony Hospital, Bethany Hospital, and Schwab Rehabilitation Center; and

Whereas, the summit will provide doctors, sociologists,

ministers, political leaders, community activists, and others with a forum for dialogue on how to rid the community of violence. Through lectures and roundtables, participants will seek workable solutions and strategies to address the many aspects of violence; and

Whereas, violence extends from the streets to interpersonal relationships, leaving chaos, tragedy, and broken lives. Concerned citizens must seek workable solutions to end violence and ensure we do not become anesthetized to violence;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim June 10-14, 1994, as WESTSIDE HEALTH PARTNERSHIP UNITY DAYS in Illinois as a time of reflection to seek solutions to the violence plaguing our communities.

Issued by the Governor June 1, 1994.

Filed with the Secretary of State June 3, 1994.

94-293

WOMAN'S CLUB OF SPRINGFIELD DAY

Whereas, the Woman's Club of Springfield was founded on May 26, 1894, when the First Lady of Illinois, Mrs. John P. (Emma Ford) Altgeld, invited a group of women to the Executive Mansion. These women founded an organization dedicated to meeting the philanthropic, social, and intellectual needs of the women of Springfield; and

Whereas, the club is affiliated with the Illinois Federation of Women's Clubs and the General Federation of Women's Clubs, which is the largest nondenominational, nonpolitical, international service organization of volunteer clubwomen worldwide. There are about 350,000 members in 8,500 clubs in the United States; and

Whereas, club members participate in a variety of activities and volunteer services in arts, charitable sewing, conservation, crime reduction, education, legislation, health, home life, and public affairs; and

Whereas, the First Lady of Illinois, Mrs. Jim Edgar, will host the Woman's Club of Springfield's 100th Anniversary Reception at the Executive Mansion on June 11;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim June 11, 1994, as THE WOMAN'S CLUB OF SPRINGFIELD DAY in Illinois.

Issued by the Governor June 1, 1994.

Filed with the Secretary of State June 3, 1994.

94-294

AMNESTY INTERNATIONAL DAYS

Whereas, Amnesty International will convene its Annual General Meeting in Chicago on June 10-12, 1994; and

Whereas, Amnesty International is a worldwide movement of people acting on the conviction that governments must not deny individuals their basic human rights; and

Whereas, Amnesty International works to advance human rights by seeking the release of prisoners of conscience -- men, women and children imprisoned for their beliefs, color, sex, ethnic origin, language, or religion, who have neither used nor advocated violence. Amnesty International also works for fair and prompt trials for all political prisoners and an end to the torture, executions, political killing, and "disappearances;" and

Whereas, since it was founded in 1961, Amnesty International has worked on behalf of more than 43,000 prisoners; and

Whereas, the largest branch of Amnesty International is Amnesty International USA;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim June 10-12, 1994, as AMNESTY INTERNATIONAL DAYS in Illinois.

Issued by the Governor June 2, 1994.

Filed with the Secretary of State June 3, 1994.

94-295

BRUCKNER GUEST HOUSE DAY

Whereas, Family Service DuPage was founded in 1930 by Hinsdale resident Edith A. Bruckner to "strengthen families" and proudly continues this legacy today; and

Whereas, Family Service DuPage opened the doors to the Temporary Residence, 142 Wood Street, in suburban West Chicago, more than 10 years ago and some 1,000 senior citizens have visited through the years; and

Whereas, Family Service DuPage will celebrate the 10th anniversary of the Temporary Residence for Seniors on Friday, June 10; and

Whereas, Family Service DuPage pays tribute to Edith A. Bruckner by renaming the Temporary Residence to the Bruckner Guest House; and

Whereas, the Bruckner Guest House continues with its mission to provide short-term accommodations, care, and support with a comfortable level of independence and specialized attention for older adults; and

Whereas, the Bruckner Guest House is the only overnight respite for seniors available in Illinois in a non-institutional setting with a sliding scale fee. It offers families caring for older relatives an affordable place they can trust whenever relief care is needed;

Therefore, I, Jim Edgar, Governor of the State of Illinois,

proclaim June 10, 1994, as BRUCKNER GUEST HOUSE DAY in Illinois and commend Family Service DuPage for helping alleviate premature institutionalization, dependency, and crisis situations for older Illinoisans and their families.

Issued by the Governor June 2, 1994.

Filed with the Secretary of State June 3, 1994.

94-296

CELEBRATE 20 YEARS OF WIC MONTH

Whereas, 20 years ago under the U.S. Department of Agriculture the Congress of the United States established the Special Supplemental Food Program for Women, Infants and Children (WIC); and

Whereas, the WIC Program was established in response to the 1967 National Nutrition Survey which discovered alarming rates of anemia among American children, especially children in lower income groups. Anemia has been shown to adversely affect the physical and cognitive development of infants and children, both prenatally and after birth; and

Whereas, the WIC Program assesses women, infants, and children for nutritional risk and provides nutrition education and nourishing foods. The program also provides referrals to other health care providers, especially for prenatal care; and

Whereas, the WIC Program has never been fully funded, yet has reduced childhood anemia, infant mortality, premature births, low birthweight, and other nutrition-related problems in infants, children under age five, and pregnant or breastfeeding women; and

Whereas, the program's improvement of the health status of women, infants, and children has helped reduce medical costs; and

Whereas, the Illinois WIC Program began operating in 1974 and is currently serving approximately 226,000 women, infants, and children each month; and

Whereas, 1994 marks the Illinois WIC Program's 20th anniversary of providing distinguished and valuable services to the women and children of our state;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim July 1994 as CELEBRATE 20 YEARS OF WIC MONTH in Illinois and urge our citizens to recognize the importance of this program.

Issued by the Governor June 2, 1994.

Filed with the Secretary of State June 3, 1994.

94-297

CHALLENGE OF CHAMPIONS DAY

Whereas, the Physically Handicapped Public Schools of Chicago

were established to provide comprehensive educational and health services for physically handicapped children; and

Whereas, these unique schools prescribe individualized services for each student with the support of staff, parents, and medical resources; and

Whereas, the 15th annual city-wide Challenge of Champions will be held Friday, June 3, 1994; and

Whereas, participants include children ranging from three to 15-years-old with cerebral palsy, muscular dystrophy, hemophilia, and sickle cell; and

Whereas, each event is tailored to the child's abilities to encourage participation, achievement, pride, and enjoyment by all who attend; and

Whereas, each of the constants is a winner. Everyone will receive a medal or ribbon for their efforts;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim June 3, 1994, as CHALLENGE OF CHAMPIONS DAY in Illinois.

Issued by the Governor June 2, 1994.

Filed with the Secretary of State June 3, 1994.

94-298

MARINE CORPS LEAGUE AND AUXILIARY WEEK

"If the Army and the Navy ever look on Heaven's scenes, they will find the streets are guarded by the United States Marines".

Whereas, we quote these lines from the U.S. Marines' Song, not to instigate rivalry between the United States Military Services, each of which deservedly has our highest respect and honor, but because they seem to express the spirit and bravado of the Marines; and

Whereas, 50 years ago, Marine Corps veterans in Illinois organized the Department of Illinois Marine Corps League to continue the history of the Corps and the camaraderie of its members who, in land, sea, and air operations, have defended their countrymen's lives and liberty and the freedom of persons all over the world; and

Whereas, the Department of Illinois Marine Corps League and Marine Corps League Auxiliary members will meet at their annual convention being held June 1-5, 1994. They are dedicated to fostering interest in affairs of the United States Marine Corps and protecting and advancing the welfare of wounded or disabled Marines and their dependents;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim June 1-5, 1994, as MARINE CORPS LEAGUE AND AUXILIARY WEEK in Illinois in appreciation of the service of these men and women.

Issued by the Governor June 2, 1994.

Filed with the Secretary of State June 3, 1994.

94-299

ROSS GARDINER DAY

Whereas, for more than 10 years, Ross Gardiner has been a true friend to the Canton community and the Fulton County area; and

Whereas, as editor of the Canton Daily Ledger, Ross has provided insightful commentary on area education issues and has encouraged positive action on many other important community issues; and

Whereas, through his leadership and the combined cooperation of the city and the people of Canton, the Coalition for Equality has been successful in helping to establish equity among all individuals of the community; and

Whereas, joined by his wife, Angie, and three sons, Ross Jr., Shawn, and Mark, the many fields of Ross Gardiner will publicly recognize his countless contributions to the community and his brave fight against cancer with a benefit held in his honor;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim June 5, 1994, as ROSS GARDINER DAY in Illinois.

Issued by the Governor June 2, 1994.

Filed with the Secretary of State June 3, 1994.

ACTION CODES	
A - Adopted Rule	P - Proposed Rule
AR - Adopted Repealer	PF - Prohibited Filing Order by JCAR (Joint Committee on Rules)
C - Notice of Corrections	PP - Peremptory or Court Ordered Rules
CC - Codification Changes	PR - Proposed Repealer
E - Emergency Rule	R - Refusal to meet JCAR Objection
ER - Emergency Repealer	RC - Statement of Recommendation
M - Modification to meet JCAR objections	S - Suspension ordered by JCAR
O - JCAR Statement of Objections	W - Withdrawal to meet JCAR Objections
RQ - Request for Corrections	
EC - Expedited Corrections	

ALL RULES ARE LISTED BY PART NUMBER AND HEADING ONLY. (FOR ACTION ON SPECIFIC SECTIONS, PLEASE REFER TO THE SECTIONS AFFECTED INDEX.) IF THERE ARE ANY QUESTIONS, PLEASE CONTACT THE ADMINISTRATIVE CODE DIVISION AT (217) 782-7017.

AGING, DEPARTMENT ON

89 Ill. Adm. Code 240 Community Care Program (P-14225/93; A-609) (E-5355) (P-5027)
 89 Ill. Adm. Code 260 Long-Term Care Insurance Partnership Demonstration Program (P-3802)
 89 Ill. Adm. Code 230 Older Americans Act Program (P-5720)

AGRICULTURE, DEPARTMENT OF

8 Ill. Adm. Code 110 Animal Diagnostic Act (P-14717; A-1825)
 8 Ill. Adm. Code 75 Bovine Brucellosis (P-14728/93; A-1833)
 8 Ill. Adm. Code 257 Cooperative Groundwater Protection Program (P-14288/93; A-205)
 8 Ill. Adm. Code 20 Definitions (P-14793; A-1844)
 8 Ill. Adm. Code 85 Diseased Animals (P-14747/93; A-1850)
 8 Ill. Adm. Code 116 Equine Infectious Anemia Control (P-14761/93; A-1861)
 68 Ill. Adm. Code 590 Feeder Swine Dealer Licensing (P-14765/93; A-1865)
 8 Ill. Adm. Code 270 Illinois State Fair and DuQuoin State Fair, Non-Fair Space Rental and the General Operation of the State Fairgrounds (P-3164)
 8 Ill. Adm. Code 40 Livestock Auction Markets (P-14769/93; A-1869)
 68 Ill. Adm. Code 610 Livestock Dealer Licensing (P-14775/93; A-1875)
 8 Ill. Adm. Code 125 Meat and Poultry Inspection Act (PP-304) (PP-2164) (P-3809; A-4622) (PP-6442) (PP-8493)
 8 Ill. Adm. Code 105 Swine Disease Control & Eradication Act (P-14781/93; A-1880)
 8 Ill. Adm. Code 600 Weights and Measures Act (E-4426) (A-8519)

ALCOHOLISM AND SUBSTANCE ABUSE, DEPARTMENT OF

77 Ill. Adm. Code 2090 Subacute Alcoholism and Substance Abuse Treatment Services (P-5029; C-8731)

ATTORNEY GENERAL

14 Ill. Adm. Code 200 Franchise Disclosure Act (PP-2522)

AUDITOR GENERAL

2 Ill. Adm. Code 600 Public Information, Rulemaking, Organization and Personnel (A-6404) (AR-6440)
 2 Ill. Adm. Code 601 Freedom of Information (A-7739)

CARNIVAL-AMUSEMENT SAFETY BOARD

56 Ill. Adm. Code 6000 Carnival and Amusement Park Inspection Law (P-6040)

CENTRAL MANAGEMENT SERVICES, DEPARTMENT OF

44 Ill. Adm. Code 5000 Acquisition, Management & Disposal of Real Property (P-15217/93; A-1886) (P-5057)
 80 Ill. Adm. Code 302 Merit & Fitness (P-14788/93; A-1892)
 80 Ill. Adm. Code 310 Pay Plan (P-13657/93; P-14314; A-227; A-1107) (P-21233/93; A-5146)
 80 Ill. Adm. Code 2650 Solicitation for Charitable Payroll Deductions (A-3115)

CHILDREN AND FAMILY SERVICES, DEPARTMENT OF

89 Ill. Adm. Code 325 Administration of Psychotropic Medications to Children for Whom the Department of Children and Family Services is Legally Responsible (P-8765)
 89 Ill. Adm. Code 434 Audits, Reviews and Investigations (P-7115/93; A-6697) (P-8777; E-8944)
 89 Ill. Adm. Code 385 Background Checks (P-8219)

ILLINOIS REGISTER
CUMULATIVE INDEX

June 17, 1994

Vol. 18, Issue #24

(Children and Family Services, cont.)
89 III. Adm. Code 380 Background Check of Foster Family Home Applicants (PR-8779)
89 III. Adm. Code 358 Background Inquiry for Purchase of Service Providers (PR-8786)
89 III. Adm. Code 305 Client Service Planning (P-6467)
89 III. Adm. Code 431 Confidentiality of Personal Information of Persons Served by the Department (P-7554)(CC-7951)
89 III. Adm. Code 428 Department Advisory Council, Ill. Juvenile Commission & Other Statewide & Regional Committees (P-561)
89 III. Adm. Code 437 Department of Children and Family Services Employees Conflict of Interest (P-7539)
89 III. Adm. Code 384 Discipline & Behavior Management in Child Care Facilities (E-8474)(P-8528)
89 III. Adm. Code 314 Educational Services (P-1759/93, A-8366)
89 III. Adm. Code 406 Licensing Standards for Day Care Homes (P-11964/93; A-5531)
89 III. Adm. Code 402 Licensing Standards for Foster Family Homes (P-8237; E-8481)
89 III. Adm. Code 408 Licensing Standards for Group Day Care Homes (P-11976/93; A-5540)
89 III. Adm. Code 335 Relative Home Placements (P-6681/93; A-7444)
89 III. Adm. Code 300 Reports of Child Abuse & Neglect (P-18271/93; A-8377)(P-8240)(P-15218/93; A-8601)

CIVIL SERVICE SYSTEM, STATE UNIVERSITIES

80 III. Adm. Code 250 State Universities Civil Service System (P-18453/93; A-1901)

COMMERCE COMMISSION, ILLINOIS

92 III. Adm. Code 1376 Accounting & Financial Record Requirements (P-8630/93; A-1914)
83 III. Adm. Code 792 Imputation (P-11988/93; A-1919)
83 III. Adm. Code 790 Interconnection (P-19354/93; A-6147)
83 III. Adm. Code 535 Least-Cost Planning for Natural Utilities (PR-6081)
83 III. Adm. Code 590 Minimum Safety Standards for Transportation of Gas Pipeline Facilities (P-2720)
83 III. Adm. Code 770 Operator Service Providers (P-6099)
83 III. Adm. Code 315 Pole Attachment Rates, Terms & Conditions Applicable to Cable Television Companies, Electric Utilities & Telecommunications Carriers (P-202/93; A-676; M-795)
83 III. Adm. Code 280 Procedures for Gas, Electric, Water & Sanitary Sewer Utilities Governing Eligibility for Service, Deposits, Payment Practices & Discontinuance of Service (P-918) (P-6382/93; A-6160)
83 III. Adm. Code 735 Procedures Governing the Establishment of Credit, Billing, Deposits, Termination of Service & Issuance of Telephone Directories for Telephone Utilities in the State of Illinois (P-927) (P-12483; A-4146) (P-6386/93; A-6164)
92 III. Adm. Code 1236 Reinstatement of Revoked Operating Authority (P-8635/93; A-1924)
92 III. Adm. Code 1710 Relocation Towing (P-21257/93; A-8609)
83 III. Adm. Code 200 Rules and Practices (P-22117/93; A-7748)
83 III. Adm. Code 285 Standard Information Requirements for Electric, Gas, Water & Sewer Utilities & Telecommunications Carriers in Filing for an Increase in Rates (P-2723)
83 III. Adm. Code 425 Uniform Electric Fuel Adjustment (P-4483)
92 III. Adm. Code 1375 Uniform System of Accounts (P-8635/93; A-1927)
83 III. Adm. Code 415 Uniform System of Accounts for Electric Utilities (P-937)(P-4490)
83 III. Adm. Code 505 Uniform System of Accounts for Gas Utilities (P-946)

COMMERCE AND COMMUNITY AFFAIRS, DEPARTMENT OF

47 III. Adm. Code 160 Emergency Shelter Grants Program (P-15747/93; A-5163)
14 III. Adm. Code 520 Enterprise Zone Program (P-9791/93; A-5172)
14 III. Adm. Code 510 Ill. Promotion Act Programs (P-14318/93; A-5813)(P-21905/93; A-8387)
14 III. Adm. Code 570 Illinois Small Business Development Program (P-21123/93; A-6112)
56 III. Adm. Code 509 Industrial Training Program (P-20063/93; RQ-6022)
83 III. Adm. Code 772 Pay-Per-Call Services (P-7156)
14 III. Adm. Code 610 Public Infrastructure Loan & Grants Programs (P-19352/93; A-8398)
56 III. Adm. Code 2600 Service Delivery System & State Responsibilities (P-805)
14 III. Adm. Code 545 Technology Advancement & Development Act Program (P-839; A-8415)
56 III. Adm. Code 2630 Uniform Fiscal & Administrative Standards for the Job Training Partnership Act (P-855)

COMMISSIONER OF BANKS AND TRUST COMPANIES

38 III. Adm. Code 380 Eligible State Bank (P-19347/93; A-4630)

ILLINOIS REGISTER
CUMULATIVE INDEX

June 17, 1994

Vol. 18, Issue #24

COMMISSIONER OF SAVINGS AND RESIDENTIAL FINANCE
38 III. Adm. Code 1075 Savings Bank Act (E-7016)

COMMUNITY COLLEGE BOARD, ILLINOIS

23 III. Adm. Code 1501 Administration of the Ill. Public Community College (P-569; A-8906)

COMMUNITY DEVELOPMENT FINANCE CORPORATION, ILLINOIS

47 III. Adm. Code 700 By-laws (P-4530/93; A-5826)

COMPTROLLER, OFFICE OF THE

38 III. Adm. Code 610 Ill. Funeral or Burial Funds Act (P-7168; C-)
74 III. Adm. Code 275 Transfers Between Accounts Within a Fund Held by State Treasurer (P-1664; E-2119; A-7754)

CONSERVATION, DEPARTMENT OF

17 III. Adm. Code 130 Camping on Department of Conservation Properties (P-18721/93; A-1126)
17 III. Adm. Code 530 Cock Pheasant, Hungarian Partridge, Bobwhite Quail, Rabbit and Crow Hunting (P-4495)
17 III. Adm. Code 850 Commercial Fishing in Lake Michigan (P-22123/93; A-5834)
17 III. Adm. Code 830 Commercial Fishing and Musseling in Certain Waters of the State (E-4761)(P-5372)
17 III. Adm. Code 2520 Consignment of Licenses (P-3821)
17 III. Adm. Code 730 Dove Hunting Season (P-3830)
17 III. Adm. Code 590 Duck, Goose and Coot Hunting (P-5065)
17 III. Adm. Code 910 Field Trials on Department-Owned Managed Sites (P-3846)
2 III. Adm. Code 826 Freedom of Information (A-8616)
17 III. Adm. Code 1010 III. List of Endangered & Threatened Fauna (P-16273/93; A-1134)
17 III. Adm. Code 1050 III. List of Endangered & Threatened Flora (P-16285/93; A-1142)
17 III. Adm. Code 3010 Illinois Snowmobile Grant Program (P-5379)
17 III. Adm. Code 570 Muskrat, Mink, Raccoon, Opossum, Striped Skunk, Weasel, Red Fox, Coyote, Beaver and Woodchuck (P-3853)
17 III. Adm. Code 1070 Possession of Specimens or Products of Endangered or Threatened Species (P-1; A-5838)
17 III. Adm. Code 550 Raccoon, Opossum, Striped Skunk, Red Fox, Gray Fox, Coyote and Woodchuck (Groundhog) Hunting (P-3868)
17 III. Adm. Code 4010 Register of Land & Water Reserves (P-578)
17 III. Adm. Code 810 Sport Fishing Regulations for the Waters of Illinois (P-19785/93; A-3277)(E-5667)(P-6202)
17 III. Adm. Code 690 Squirrel Hunting (P-3193; A-8624)
17 III. Adm. Code 710 Taking of Wild Turkeys-Spring Season, The (P-18927/93; A-1156) (E-3751)
17 III. Adm. Code 720 Taking of Wild Turkeys-Fall Archery Season, The (P-3884)
17 III. Adm. Code 715 Taking of Wild Turkeys-Fall Gun Season, The (P-3895)
17 III. Adm. Code 670 White-Tailed Deer Hunting by Use of Bow and Arrow (P-21907/93; A-5842)
17 III. Adm. Code 650 White-Tailed Deer Hunting by Use of Firearms (P-21927/93; A-5859)(P-7180)
17 III. Adm. Code 660 White-Tailed Deer Hunting Season by Use of Muzzleloading Rifles (P-21952/93; A-5878)(P-7183)
17 III. Adm. Code 740 Woodcock, Snipe, Rail, and Teal Hunting (P-3986)

CORRECTIONS, DEPARTMENT OF

20 III. Adm. Code 420 Assignment of Committed Persons (P-19367/93; A-2929)
20 III. Adm. Code 460 Impact Incarceration Program (P-19371/93; A-2933)
20 III. Adm. Code 107 Records of Committed Persons (P-19377/93; A-2939)
20 III. Adm. Code 405 School District (P-19405/93; A-2970)
20 III. Adm. Code 501 Security (P-8396/93; A-6328)

CRIMINAL JUSTICE INFORMATION AUTHORITY, ILLINOIS

20 III. Adm. Code 1570 Fees for Processing Requests for Conviction Information (P-21136/93; A-4679)
20 III. Adm. Code 1810 Rules for the Award and Monitoring of Trust Funds (P-20516/93; A-4834)
20 III. Adm. Code 1800 Trust Fund Collection Rules (P-20539/93; A-4852)

EDUCATION, STATE BOARD OF

23 III. Adm. Code 610 Article 34 School and Subdistrict Councils (P-5449)
23 III. Adm. Code 252 Driver Education (P-8557)
23 III. Adm. Code 210 Learning Assessment & School Improvement Plans (P-10061/93; A-1169)
23 III. Adm. Code 1 Public Schools Evaluation, Recognition & Supervision (P-10079/93; A-1171)
23 III. Adm. Code 550 Reorganization Committee (PR-17611/93; AR-5551)
23 III. Adm. Code 226 Special Education (P-13231/93; A-1930)(P-18405/93; A-4685)(P-6482)

ILLINOIS REGISTER
CUMULATIVE INDEX

June 17, 1994

Vol. 18, Issue #24

(Education, State Board, cont.)
23 Ill. Adm. Code 170 Sprinkler System (P-18419/93;A-4699;EC-)
23 Ill. Adm. Code 245 Urban Education Partnership Program (P-10131/93;A-237)
ELECTIONS, STATE BOARD OF
23 Ill. Adm. Code 125 Practice and Procedure (P-6509)

EMERGENCY MANAGEMENT AGENCY, ILLINOIS
29 Ill. Adm. Code 1310 Emergency Management Assistance Program (P-13843/93;A-6394)
29 Ill. Adm. Code 1300 Emergency Services and Disaster Agencies: Establishment, Accreditation, and Workers' Compensation (P-13856/93;A-6386)
29 Ill. Adm. Code 300 Local Emergency Services and Disaster Agencies: Establishment, Jurisdiction, and Accreditation (PR-13865/93;AR-6384)
29 Ill. Adm. Code 510 Workers' Compensation Coverage (PR-13875/93;A-6382)

EMPLOYMENT SECURITY, DEPARTMENT OF
56 Ill. Adm. Code 2915 Academic Personnel (P-19415/93;A-4154)
56 Ill. Adm. Code 2865 Claimant's Availability for Work, Ability to Work and Active Search for Work (P-19421/93;A-4160)
56 Ill. Adm. Code 2770 Determination of Unemployment Contributions (P-17628/93;A-250)
56 Ill. Adm. Code 2920 Disqualifying Income and Reduced Benefits (P-19427/93;A-4166)
56 Ill. Adm. Code 2760 Notices, Records, Reports (P-16319/93;A-261) (E-2631;O-7070;M-7492)

ENVIRONMENTAL PROTECTION AGENCY
35 Ill. Adm. Code 372 Illinois Design Standards for Slow Rate Land Application of Treated Wastewater (P-4524)
35 Ill. Adm. Code 370 Illinois Recommended Standards for Sewage Works (CC-6375)
35 Ill. Adm. Code 184 Licensing of Industrial Hygienists (P-4)

FINANCIAL INSTITUTIONS, DEPARTMENT OF
38 Ill. Adm. Code 130 Currency Exchange Rate (P-6929/93;W-6454)
FIRE MARSHALL, OFFICE OF STATE
41 Ill. Adm. Code 200 Storage, Transportation, Sale and Use of Liquefied Petroleum (P-22)
41 Ill. Adm. Code 170 Storage, Transportation, Sale and Use of Petroleum and other Regulated Substances (P-8267)

HEALTH CARE COST CONTAINMENT COUNCIL, ILLINOIS
77 Ill. Adm. Code 2510 Data Collection (P-8274)
77 Ill. Adm. Code 2530 Hospital Price Information (P-19007/93;A-5343)
77 Ill. Adm. Code 2510 Data Collection (P-18944/93;A-5300)(P-)

HIGHER EDUCATION, BOARD OF
23 Ill. Adm. Code 1020 Health Services Education Grant (P-17639/93;A-4174)
23 Ill. Adm. Code 110 Program Accounting Manual (P-18283/93;A-5178)

HOUSING DEVELOPMENT AUTHORITY, ILLINOIS
47 Ill. Adm. Code 360 Affordable Housing Program (P-1669;E-2124;A-8663)
47 Ill. Adm. Code 365 Affordable Housing Bond Program (P-956;E-1596;A-8633)
47 Ill. Adm. Code 260 Homeowner Mortgage Revenue Bond Program (P-8293)
47 Ill. Adm. Code 310 Multifamily Rental Housing Mortgage Loan Program (A-1939)

HUMAN RIGHTS, DEPARTMENT OF
2 Ill. Adm. Code 926 Access to Information (P-512)
2 Ill. Adm. Code 925 Rulemaking and Organization (P-525)

INSURANCE, DEPARTMENT OF
50 Ill. Adm. Code 1250 Corrective Orders (P-3985/93;A-2230)
50 Ill. Adm. Code 2013 Group Coverage Discontinuance and Replacement (P-8320)
50 Ill. Adm. Code 1103 Life Reinsurance Agreement (P-8411/93;A-685)
50 Ill. Adm. Code 2012 Long-term Care Insurance (P-11279/93;A-2238)
50 Ill. Adm. Code 2018 Long-Term Care Partnership Insurance (P-3919)

ILLINOIS REGISTER
CUMULATIVE INDEX

June 17, 1994

Vol. 18, Issue #24

(Insurance, cont.)
50 Ill. Adm. Code 3119 Pre-Licensing and Continuing Education (P-3964)
50 Ill. Adm. Code 855 Prior Notification of Dividends on Common Stock and Other Distributions (P-21264/93;A-6168)
50 Ill. Adm. Code 854 Prior Notification of Transactions (P-21143/93;A-6176)
50 Ill. Adm. Code 6201 Requirements (A-2282)
50 Ill. Adm. Code 2017 Uniform Medical Claim and Billing (P-37)

INVESTMENT, ILLINOIS STATE BOARD
80 Ill. Adm. Code 2700 State (of Ill.) Employees' Deferred Compensation Plan (P-19755/93;A-7224)

JOINT COMMITTEE ON ADMINISTRATIVE RULES
1 Ill. Adm. Code 255 Distribution of Database Information (E-5359;P-8792)
1 Ill. Adm. Code 260 Complaint Reviews (P-13233/93;A-4705)(CC-7495)
1 Ill. Adm. Code 245 Expedited Corrections (P-13248/93;A-4720)(CC-7496)
1 Ill. Adm. Code 250 Five Year Evaluation of All Existing Rules (P-13257/93;A-4728)
1 Ill. Adm. Code 210 General Policies (P-13268/93;A-4739)(CC-7497)
1 Ill. Adm. Code 230 Review of Emergency Rulemaking (P-13233/93;A-1233)(CC-7498)
1 Ill. Adm. Code 240 Review of Peremptory Rulemaking (P-13294/93;A-4745)(CC-7499)
1 Ill. Adm. Code 220 Review of Proposed Rulemaking (P-13307/93;A-4758)(CC-7500)

LABOR, DEPARTMENT OF
56 Ill. Adm. Code 350 Health & Safety (P-1672)

LIQUOR CONTROL COMMISSION, ILLINOIS
11 Ill. Adm. Code 100 The Illinois Liquor Control Commission (P-20094/93;A-4811)

LOTTERY, DEPARTMENT OF
11 Ill. Adm. Code 1700 Hearings (P-5394)
11 Ill. Adm. Code 1770 Lottery (General) (P-6519)

LOW-LEVEL RADIOACTIVE WASTE TASK GROUP
2 Ill. Adm. Code 2950 Information, Rulemaking and Organization (A-5889)(A-8684)

MENTAL HEALTH AND DEVELOPMENTAL DISABILITIES, DEPARTMENT OF
59 Ill. Adm. Code 101 Administration (P-10688/93;A-4179)
59 Ill. Adm. Code 122 Certification Under Medicaid Rehabilitation Option for Early Intervention Program (P-3969)
59 Ill. Adm. Code 121 Early Intervention Program (P-3976)
59 Ill. Adm. Code 132 Medicaid Community Health Services Program (P-3902)
59 Ill. Adm. Code 120 Medicaid Home and Community-Based Services for Developmentally Disabled Recipients (P-3990)
59 Ill. Adm. Code 106 Service Charges (P-7583)
59 Ill. Adm. Code 258 Standards and Requirements for Pre-Admission Screening and Participating Mental Centers (P-8795)

MINES AND MINERALS, DEPARTMENT OF
62 Ill. Adm. Code 240 Illinois Oil and Gas Act (P-22128/93;A-8061)

NATURE PRESERVES COMMISSION
17 Ill. Adm. Code 4000 Management of Nature Preserves (P-12005/93;A-2290)
17 Ill. Adm. Code 4010 Register of Land & Water Reserves (P-578;A-7253)

NORTHEASTERN ILLINOIS PLANNING COMMISSION
35 Ill. Adm. Code 399 Collection of Fees from Applicants requesting to change the Boundaries of a Wastewater Facility Planning Area (P-2552)

NUCLEAR SAFETY, DEPARTMENT OF
32 Ill. Adm. Code 405 Certification of Individuals to Perform Industrial Radiography (P-3326)
32 Ill. Adm. Code 333 Fees for Calibration Services (P-9797/93;A-2615)
32 Ill. Adm. Code 331 Fees for Radioactive Material Licenses (P-3045)
32 Ill. Adm. Code 330 Licensing of Radioactive Material (P-14417/93;A-5553)
32 Ill. Adm. Code 332 Licensing Requirements for Source Material Milling Facilities (P-10701/93;A-3128)
32 Ill. Adm. Code 400 Notices, Instructions & Reports to Workers; Inspection (P-8655/93;A-3132)

ILLINOIS REGISTER
CUMULATIVE INDEX
June 17, 1994

Vol. 18, Issue #24

PUBLIC AID, DEPARTMENT OF	
89 III. Adm. Code 112	Aid to Families with Dependent Children (P-2753;A-4546;P-19436/93;A-5909;P-22247/93;A-6994;P-7208)
89 III. Adm. Code 113	(P-2587/93;A-8703)
89 III. Adm. Code 111	Aid to the Aged, Blind or Disabled (P-13380/93;A-2018;P-4562;P-21982/93;A-7759)
89 III. Adm. Code 160	Assistance Standards (P-18764/93;A-2029;P-22262/93;A-7009)
89 III. Adm. Code 170	Child Support Enforcement (P-497) (P-12067/93;A-697)
89 III. Adm. Code 149	Demonstration Programs (P-19440/93;A-3372)
89 III. Adm. Code 121	Diagnosis Related Grouping (DRG) Prospective Payment System (PPS) (P-15243/93;A-3378)
89 III. Adm. Code 121	Food Stamps (P-18425/93;A-2033) (P-21991/93;A-8921)(P-2178;A-8921)(P-2509;P-16405/93;A-3427)
89 III. Adm. Code 114	(P-4575;P-6251)
89 III. Adm. Code 152	General Assistance (P-19443/93;A-3436) (P-4586) (P-22308/93;A-7390)
89 III. Adm. Code 152	Hospital Reimbursement Changes (P-1677) (E-2150)
89 III. Adm. Code 153	Long Term Care Reimbursement Changes (P-1686) (E-2159)
89 III. Adm. Code 120	Medical Assistance Programs (P-13392/93;A-2051)(P-4063;P-221266/93;A-5934;P-23231/93;A-8718)
89 III. Adm. Code 140	Medical Payment (P-18436/93;A-3620) (P-17736/93;A-3620) (P-15444/93;A-4250)(P-4077;P-4597;W-8730)
89 III. Adm. Code 147	(P-5778) (P-18768/93;A-5951)
89 III. Adm. Code 117	Reimbursement for Nursing Costs for Geriatric Facilities (P-14803/93;A-2405)(P-18788/93;A-4274)
89 III. Adm. Code 102	Related Program Provisions (P-21158/93;A-3746)(P-22007/93;A-7403)
89 III. Adm. Code 102	Rights and Responsibilities (P-15461/93;A-273)(P-2602;A-8938)
POLLUTION CONTROL BOARD	
35 III. Adm. Code 211	Definitions & General Provisions (P-12491/93;A-1253)(P-7589;P-8331)
35 III. Adm. Code 304	Effluent Standards (P-15223/93;A-267;P-2560)
35 III. Adm. Code 620	Groundwater Quality (P-5113)
35 III. Adm. Code 720	Hazardous Waste Management System: General (P-337;A-6720)(P-6553)
35 III. Adm. Code 106	Hearings Pursuant to Specific Rules (P-959;A-4230)
35 III. Adm. Code 721	Identification and Listing of Hazardous Waste (P-357;A-6741)(P-6526)
35 III. Adm. Code 721	Interim Status Standards for Owners and Operators of Hazardous Waste Treatment, Storage and Disposal Facilities (P-377;A-6771)(C-5013)(P-6568)
35 III. Adm. Code 725	Land Disposal Restrictions (P-388;A-6799)(C-5013)(P-6535)
35 III. Adm. Code 728	Major Stationary Sources Construction and Modification (P-18754/93;A-6335)
35 III. Adm. Code 203	Organic Material Emission Standards & Limitations for the Chicago Area (P-12491/93;A-1945)(P-7602)
35 III. Adm. Code 218	Organic Material Emission Standards & Limitations for the Metro East Area (P-20203/93;A-4242)(P-7618)
35 III. Adm. Code 219	Permits (16366/93;A-4244)
35 III. Adm. Code 105	Permits & General Provisions (P-7636;P-8347)
35 III. Adm. Code 201	Petroleum Underground Storage Tanks (P-5403)
35 III. Adm. Code 732	Petroleum Drinking Water Standards (P-7642)
35 III. Adm. Code 611	Procedural Requirements for Permitted Landfills (RQ-12409/93;EC-7501)
35 III. Adm. Code 813	RCRA and UIC Permit Programs (P-406;A-6918)
35 III. Adm. Code 702	RCRA Permit Program (P-419;A-6898)(P-6580)
35 III. Adm. Code 703	Requirements for New Steel and Foundry Industry (P-6246)
35 III. Adm. Code 817	Solid Waste Disposal: General Provisions (P-8702/93;A-1268)
35 III. Adm. Code 810	Standards for Existing Landfills & Units (P-8714/93;A-1284)(E-8488)
35 III. Adm. Code 814	Standards for the Management of Specific Hazardous Waste and Specific Types of Hazardous Waste Management Facilities (P-6600)
35 III. Adm. Code 726	Standards for the Management of Used Oil (P-455;A-6931)(C-5017)
35 III. Adm. Code 739	Standards for New Solid Waste Landfills (P-8726/93;A-1308) (C-4434)(EC-3021/93;EC-7504)
35 III. Adm. Code 811	Standards for Owners and Operators of Hazardous Waste Treatment, Storage and Disposal Facilities (P-439;A-6973)(C-5015) (P-6641)
35 III. Adm. Code 724	Standards for Owners and Operators of Hazardous Waste Treatment, Storage and Disposal Facilities (P-439;A-6973)(C-5015) (P-6641)
35 III. Adm. Code 303	Water Use Designations & Site Specific Water Quality Standards (P-8726/93;A-2981)
35 III. Adm. Code 212	Visible & Particulate Matter Emissions (P-967)
PROFESSIONAL REGULATIONS, DEPARTMENT OF	
68 III. Adm. Code 1175	Barber, Cosmetology, Esthetics, and Nail Technology Act (P-20217/93;A-4856)
68 III. Adm. Code 1505	Certified Veterinary Technicians (P-5737)
68 III. Adm. Code 1505	Clinical Psychologist Licensing Act (P-2566)
68 III. Adm. Code 1400	Clinical Social Work & Social Work Practice Act (P-8435/93;A-2370)
68 III. Adm. Code 1470	Clinical Social Work & Social Work Practice Act (P-8435/93;A-2370)
68 III. Adm. Code 1315	III. Occupational Therapy Practice Act (P-590;A-7373)
68 III. Adm. Code 1270	III. Occupational Land Surveyor Act of 1989 (P-14550/93;A-5900)
68 III. Adm. Code 1465	III. Speech-Language Pathology & Audiology Practice Act (P-7194)
68 III. Adm. Code 1275	Marriage and Family Therapy Licensing Act (P-5477)
68 III. Adm. Code 1283	Medical Practice Act of 1987 (RQ-21209/93;EC-312)
68 III. Adm. Code 1285	Professional Counselor and Clinical Professional Counselor Licensing Act (P-7986)
68 III. Adm. Code 1375	Real Estate Appraiser Certificates (P-16379/93;A-2379)(P-7233;A-8428)
68 III. Adm. Code 1455	Rights and Responsibilities (P-2602)
89 III. Adm. Code 102	Structural Engineering Licensing Act of 1989 (P-5749)
68 III. Adm. Code 1480	Veterinary Engineering Licensing Act (P-5758)
68 III. Adm. Code 1500	Veterinary Medicine and Surgery Practice Act (P-5758)

ILLINOIS REGISTER
CUMULATIVE INDEX
June 17, 1994

Vol. 18, Issue #24

PUBLIC AID, DEPARTMENT OF	
89 III. Adm. Code 112	Aid to Families with Dependent Children (P-2753;A-4546;P-19436/93;A-5909;P-22247/93;A-6994;P-7208)
89 III. Adm. Code 113	(P-2587/93;A-8703)
89 III. Adm. Code 111	Aid to the Aged, Blind or Disabled (P-13380/93;A-2018;P-4562;P-21982/93;A-7759)
89 III. Adm. Code 160	Assistance Standards (P-18764/93;A-2029;P-22262/93;A-7009)
89 III. Adm. Code 170	Child Support Enforcement (P-497) (P-12067/93;A-697)
89 III. Adm. Code 149	Demonstration Programs (P-19440/93;A-3372)
89 III. Adm. Code 121	Diagnosis Related Grouping (DRG) Prospective Payment System (PPS) (P-15243/93;A-3378)
89 III. Adm. Code 121	Food Stamps (P-18425/93;A-2033) (P-21991/93;A-8921)(P-2178;A-8921)(P-2509;P-16405/93;A-3427)
89 III. Adm. Code 114	(P-4575;P-6251)
89 III. Adm. Code 152	General Assistance (P-19443/93;A-3436) (P-4586) (P-22308/93;A-7390)
89 III. Adm. Code 152	Hospital Reimbursement Changes (P-1677) (E-2150)
89 III. Adm. Code 153	Long Term Care Reimbursement Changes (P-1686) (E-2159)
89 III. Adm. Code 120	Medical Assistance Programs (P-13392/93;A-2051)(P-4063;P-221266/93;A-5934;P-23231/93;A-8718)
89 III. Adm. Code 140	Medical Payment (P-18436/93;A-3620) (P-17736/93;A-3620) (P-15444/93;A-4250)(P-4077;P-4597;W-8730)
89 III. Adm. Code 147	(P-5778) (P-18768/93;A-5951)
89 III. Adm. Code 117	Reimbursement for Nursing Costs for Geriatric Facilities (P-14803/93;A-2405)(P-18788/93;A-4274)
89 III. Adm. Code 117	Related Program Provisions (P-21158/93;A-3746)(P-22007/93;A-7403)
89 III. Adm. Code 102	Rights and Responsibilities (P-15461/93;A-273)(P-2602;A-8938)
PUBLIC HEALTH, DEPARTMENT OF	
77 III. Adm. Code 697	AIDS Confidentiality and Testing Code (P-8848)
77 III. Adm. Code 692	AIDS Drug Reimbursement Program (P-12590/93;A-1427)
77 III. Adm. Code 598	Allied Health Care Professional Assistance Law (P-3077)
77 III. Adm. Code 205	Ambulatory Surgical Treatment Center Licensing Requirements (P-6653)
77 III. Adm. Code 665	Child Health Examination Code (P-2697/93;A-4296)
77 III. Adm. Code 690	Communicable Disease Control & Immunizations (P-1690)
77 III. Adm. Code 693	Control of Sexually Transmissible Diseases Code (P-8850)
77 III. Adm. Code 594	Distribution of Medical Student Scholarship Payback Funds (P-8572)
77 III. Adm. Code 635	Family Planning (P-19882/93;A-5969)
77 III. Adm. Code 1130	Health Facilities Planning Procedural Rules (P-8861)
77 III. Adm. Code 250	Hospital Licensing Requirements (P-46)
77 III. Adm. Code 790	Hospital Formulary for the Drug Product Selection Program (PR-3202;P-3205)(ER-3755;E-3778)
77 III. Adm. Code 596	Illinois Rural Health Code (P-3086)
77 III. Adm. Code 350	Intermediate Care for the Developmentally Disabled Facilities Code (P-12104/93;A-1432) (P-4904)
77 III. Adm. Code 245	Illinois Home Health Agency Code (P-747/93;A-2414)
77 III. Adm. Code 540	Illinois Trauma Center Code (P-12101/93;A-2620)
77 III. Adm. Code 845	Lead Poisoning Prevention (P-8021)
77 III. Adm. Code 610	Local Health Department Development Grant Rules (P-14824/93;A-4310)
77 III. Adm. Code 615	Local Health Protection Grant Rules (P-17798/93;A-4320;PR-17741/93;AR-4317)
77 III. Adm. Code 390	Long-term Care for Under Age 22 Facilities Code (P-12128/93;A-1453) (P-4924)
77 III. Adm. Code 630	Maternal and Child Health Services Code (P-3069/93;A-4380)
77 III. Adm. Code 600	Minimum Qualifications for Personnel Employed by Local Departments Code (P-14806/93;A-4476;PR-14831/93;AR-4422)
77 III. Adm. Code 1100	Narrative & Planning Policies (P-12606/93;A-2986)
77 III. Adm. Code 597	Nursing Education Scholarships (P-8590)
77 III. Adm. Code 1110	Processing, Classification Policies & Review Criteria (P-12593/93;A-2993)
77 III. Adm. Code 505	Pregnancy Termination Report Code (P-13631/93;A-533)
77 III. Adm. Code 960	Preventive Health & Health Services Block Grant Programs (P-2180)
77 III. Adm. Code 960	Preventive Health & Health Services Block Grants PHHS Rules (P-2205)
77 III. Adm. Code 547	Regional Ambulance Services Code (P-95;A-6340)
77 III. Adm. Code 420	Rules and Regulations to Carry Out Provisions of Titles XVIII and XIX of the Social Security Act Relating to Skilled Nursing and Intermediate Care Facilities (PR-103)
77 III. Adm. Code 100	Rules of Practice and Procedure in Administrative Hearings (P-12153/93;A-5980)
77 III. Adm. Code 1400	Sale of Bonds (P-4538)
77 III. Adm. Code 330	Sheltered Care Facilities Code (P-12188/93;A-1475) (P-4942)
77 III. Adm. Code 300	Skilled Nursing & Intermediate Care Facilities Code (P-12205/93;A-1491) (P-4961)
77 III. Adm. Code 270	Subacute Care Hospital Demonstration Program Code (P-9654/93;A-2424)
77 III. Adm. Code 672	WTC Vendor Management Code (P-12228/93;A-2450)

PUBLIC HEALTH, DEPARTMENT OF/HEALTH FACILITIES PLANNING BOARD

- 77 Ill. Adm. Code 1130 Health Facilities Planning Procedural Rules (P-8867)
- 77 Ill. Adm. Code 1100 Narrative and Planning Policies (P-8144/93;A-8448)
- 77 Ill. Adm. Code 1110 Classification Policies and Review Criteria (P-8149/93;A-8455)

RACING BOARD, ILLINOIS

- 11 Ill. Adm. Code 206 Board Meetings (P-112;A-7407)
- 11 Ill. Adm. Code 208 Charitable Funds (P-115;A-7410)
- 11 Ill. Adm. Code 510 Claiming Races (P-15790/93;A-2064) (P-5500)
- 11 Ill. Adm. Code 1405 Clerk of the Scales (P-5503)
- 11 Ill. Adm. Code 210 Definitions (P-19057/93;A-2072)
- 11 Ill. Adm. Code 401 Definitions (P-10030/93;A-2087)
- 11 Ill. Adm. Code 1304 Definitions (P-19033/93;A-2088)
- 11 Ill. Adm. Code 501 Definitions & Interpretations (P-19040/93;A-2089)
- 11 Ill. Adm. Code 1401 Definitions & Interpretations (P-19050/93;A-2090)
- 11 Ill. Adm. Code 1413 Entries, Subscriptions and Declarations (P-5505)
- 11 Ill. Adm. Code 207 Executive Secretary (P-124;A-7418)
- 11 Ill. Adm. Code 1313 General Licensee Rules (P-6680)
- 11 Ill. Adm. Code 204 Hearings and Enforcement Proceedings (P-126;A-7419)
- 11 Ill. Adm. Code 341 Jockeys, Apprentice Jockeys, Agency & Valets (P-19892/93;A-2092)
- 11 Ill. Adm. Code 502 Licensing (P-5508)
- 11 Ill. Adm. Code 509 Medication (P-2832;A-7428) (P-5795) (E-6019;O-85040)
- 11 Ill. Adm. Code 405 Pari-Mutuels (P-2838)
- 11 Ill. Adm. Code 308 Pick (N) Pools (P-1773;A-7433)
- 11 Ill. Adm. Code 438 Pick N Wagering Pool (PR-2841;AR-7439)
- 11 Ill. Adm. Code 1440 Quarter Horse Racing (P-15799/93;A-2098)
- 11 Ill. Adm. Code 1415 Starting (P-5512)
- 11 Ill. Adm. Code 311 Superfecta (P-1780;A-7440)
- 11 Ill. Adm. Code 433 Totalizer Operations (P-1773;A-7443)

REHABILITATION SERVICES, DEPARTMENT OF

- 89 Ill. Adm. Code 515 Advisory Councils (P-2846)
- 89 Ill. Adm. Code 688 Illinois-Long-Term Care Partnership Demonstration Program (P-4093)
- 89 Ill. Adm. Code 830 Non-Academic Programs and Policies (P-6267)
- 89 Ill. Adm. Code 546 Public Use of DORS Facilities (P-1784)
- 89 Ill. Adm. Code 640 Projects with Industry (P-4097)
- 89 Ill. Adm. Code 590 Services (P-3106)

REVENUE, DEPARTMENT OF

- 86 Ill. Adm. Code 430 Bingo License and Tax Act (P-4101)
- 86 Ill. Adm. Code 435 Charitable Games Act (P-4109)
- 86 Ill. Adm. Code 100 Income Tax (P-15471/93;A-1510) (P-17861/93;A-2494) (P-21163/93;A-7768)
- 86 Ill. Adm. Code 500 Motor Fuel Tax (CC-4451)
- 86 Ill. Adm. Code 750 Payment of Taxes by Electronic Funds Transfer (P-6112)
- 86 Ill. Adm. Code 432 Pull Tabs and Jar Games Act (P-4117)
- 86 Ill. Adm. Code 120 Real Estate Transfer Tax (P-1789)
- 86 Ill. Adm. Code 130 Retailers' Occupation Tax (P-982) (P-15501/93;A-1537) (P-6684)
- 86 Ill. Adm. Code 140 Service Occupation Tax (P-15515/93;A-1550)
- 86 Ill. Adm. Code 160 Service Use Tax (P-15522/93;A-1557)
- 86 Ill. Adm. Code 700 Uniform Penalty & Interest Act (P-16421/93;A-1561)
- 86 Ill. Adm. Code 150 Use Tax (P-15527/93;A-1584)

SECRETARY OF STATE

- 14 Ill. Adm. Code 150 Business Corporation Act (P-1793;A-7783)
- 92 Ill. Adm. Code 1040 Cancellation, Revocation or Suspension of Licenses or Permits (P-1797;A-7447) (P-2608) (P-2853)
- 92 Ill. Adm. Code 1060 Commercial Driver Training Schools (P-142;A-7788)
- 23 Ill. Adm. Code 3030 Ill. Library System Act (P-19072/93;A-7452)
- 92 Ill. Adm. Code 1070 Ill. Safety Responsibility Law (P-2217)
- 23 Ill. Adm. Code 3070 Illinois State Library Training Program Grants (P-19460/93;A-4981)

- 92 Ill. Adm. Code 1030 Issuance of Licenses (P-993;A-7478) (P-15803/93;A-1591)

(Secretary of State, cont.)

- 23 Ill. Adm. Code 3040 Literacy Grant Program (P-18441/93;A-4990)
- 92 Ill. Adm. Code 1001 Procedures and Standards (P-7731;E-7916)
- 23 Ill. Adm. Code 3060 Public Library Construction Grants (P-18687/93;A-4996)
- 1 Ill. Adm. Code 100 Rulemaking (P-7087)
- 14 Ill. Adm. Code 180 Uniform Commercial Code (P-18793/93;A-2101)

STATE POLICE MERIT BOARD, DEPARTMENT

- 2 Ill. Adm. Code 2050 Public Information, Rulemaking and Organization (A-6019)

STUDENT ASSISTANCE COMMISSION, ILLINOIS

- 23 Ill. Adm. Code 2771 College Savings Bond Bonus Incentive Grant (Big) Program (P-1006)
- 23 Ill. Adm. Code 2720 General Family Education Loan Program (P-1013)
- 23 Ill. Adm. Code 2700 General Provisions (P-1037)
- 23 Ill. Adm. Code 2731 Grant Programs for Dependents of Correctional Officers (P-1054)
- 23 Ill. Adm. Code 2730 Illinois National Guard Grant Program (P-1058)
- 23 Ill. Adm. Code 2733 Illinois Veteran Grant (IVG) Program (P-1064)
- 23 Ill. Adm. Code 2761 Merit Recognition Scholarship (MRS) Program (P-1073)
- 23 Ill. Adm. Code 2763 Minority Teachers of Ill. (MTI) Scholarship Program (P-1080)
- 23 Ill. Adm. Code 2762 Paul Douglas Teacher Scholarship Program (P-1089)
- 23 Ill. Adm. Code 2732 Police Officer/Fire Officer Survivor Grant Program (P-1098)
- 23 Ill. Adm. Code 2760 State Scholar Program (P-1073) (P-1803)
- 23 Ill. Adm. Code 2770 Student to Student (STS) Program of Matching Grants (P-1102)

TEACHERS' RETIREMENT SYSTEMS OF THE STATE OF ILLINOIS

- 80 Ill. Adm. Code 1650 The Administration and Operation of the Teachers' Retirement System (P-22487/93;A-6349) (P-8904;E-8949)

TRANSPORTATION, DEPARTMENT OF

- 92 Ill. Adm. Code 14 Aviation Safety (P-5796)
- 92 Ill. Adm. Code 177 Carriage by Public Highway (P-21305/93;A-7852)
- 92 Ill. Adm. Code 700 Construction in Floodways of Rivers, Lakes & Streams (P-607;E-790;A-8167)
- 92 Ill. Adm. Code 180 Continuing Qualification & Maintenance of Packaging (P-21310;A-7857)
- 92 Ill. Adm. Code 397 Driving & Parking (P-13686/93;A-736)
- 92 Ill. Adm. Code 392 Driving of Motor Vehicles (P-13690/93;A-740) (P-2909)
- 92 Ill. Adm. Code 600 Employee Commute Options (P-12613/93;A-540)
- 92 Ill. Adm. Code 708 Floodway Construction in Northeastern Ill. (P-1811)
- 92 Ill. Adm. Code 171 General Information, Regulations and Definitions (P-21314/93;A-7861)
- 92 Ill. Adm. Code 172 Hazardous Materials Table and Hazardous Materials (P-21326/93;A-7874)
- 92 Ill. Adm. Code 395 Hours of Service of Drivers (P-13693/93;A-743)
- 92 Ill. Adm. Code 396 Inspection, Repair & Maintenance (P-13699/93;A-749)
- 92 Ill. Adm. Code 440 Minimum Safety Standards for Construction of Type I School Buses (P-6272)
- 92 Ill. Adm. Code 442 Minimum Safety Standards for Construction of Type II School Buses (P-6304)
- 92 Ill. Adm. Code 444 Minimum Safety Standards for Construction of School Buses used in Special Education Transportation (P-6318)
- 92 Ill. Adm. Code 390 Motor Carrier Safety Regs. (P-13986/93;A-754) (P-2912)
- 92 Ill. Adm. Code 456 Nonscheduled Bus Inspections (P-4126)
- 92 Ill. Adm. Code 393 Parts & Accessories Necessary for Safe Operation (P-13730/93;A-774)
- 44 Ill. Adm. Code 650 Prerequisite of Contractors & Issuance of Plans & Proposals (P-3208)
- 92 Ill. Adm. Code 107 Procedures (P-21333/93;A-7881)
- 92 Ill. Adm. Code 386 Procedures & Enforcement (P-13734/93;A-778)
- 92 Ill. Adm. Code 391 Qualification of Drivers (P-13739/93;A-783)
- 92 Ill. Adm. Code 518 Relocation Assistance and Payments Program (P-12628/93;A-283)
- 92 Ill. Adm. Code 173 Shippers General Requirements for Shipments and Packaging (P-21345/93;A-7895)
- 92 Ill. Adm. Code 178 Specifications for Packaging (P-21351/93;A-7901)
- 92 Ill. Adm. Code 179 Specifications for Tank Cars (P-21362/93;A-7912)
- 92 Ill. Adm. Code 533 Use and Enjoyment of Rent Areas (P-18447/93;A-2625)
- 92 Ill. Adm. Code 450 Vehicle Inspection Section Hearings (P-7733)

UNIVERSITY OF ILLINOIS, THE BOARD OF TRUSTEES OF
23 Ill. Adm. Code 1300 Certificate of Certified Accountants (P-5515)
89 Ill. Adm. Code 1200 Program Content & Guidelines for Division of Specialized Care for Children (P-7780/93;A-2104)

NOTICE OF PUBLIC HEARINGS
CARNIVAL-AMUSEMENT SAFETY BOARD
56 Ill. Adm. Code 6000; Carnival and Amusement Ride Inspection Law
CHILDREN AND FAMILY SERVICES, DEPARTMENT OF
89 Ill. Adm. Code 408; Licensing Standards for Group Day Care Homes
89 Ill. Adm. Code 406; Licensing Standards for Day Care Homes
PROFESSIONAL REGULATIONS, DEPARTMENT OF
68 Ill. Adm. Code 1375; Professional Counselor and Clinical Professional Licensing Act
PUBLIC HEALTH, DEPARTMENT OF/HEALTH FACILITIES PLANNING BOARD
77 Ill. Adm. Code 830; Structural Pest Control Code

NOTICE OF PUBLIC INFORMATION
AGRICULTURE, DEPARTMENT OF
Animal Diagnostic Laboratory Act
ATTORNEY GENERAL, ILLINOIS
Proposed Consent Decree pursuant to the Comprehensive Environment Response, Compensation & Liability Act & the Ill. Environmental Protection Act;
Amoco Chemical/Joliet Landfill
BANKS AND TRUST COMPANIES, COMMISSIONER OF
Notice of Public Meeting of the Illinois Fiduciary Advisory Committee
Notice of Public Meeting-State Banking Board of Ill. and the Board of Trustees of the Ill. Bank Examiner's Education Foundation
Notice of Acceptance of an Application; AMBANC Corp., Vincennes, Indiana
to Acquire Lincolnland Bancshares, Inc., Casey, Ill.
ENVIRONMENTAL PROTECTION AGENCY
Listing of Derived Water Quality Criteria
Listing of Derived Water Quality Criteria
Long-Term Care Partnership Insurance
POLLUTION CONTROL BOARD
Notice Pursuant to Ill. Rev. Stat. 1991, Ch. 111 1/2, Par. 1007.2(b) [415 ILCS 5/7.2(b)]
PUBLIC AID, DEPARTMENT OF
Proposed change in Reimbursements to Hospitals under the Medicaid Program
REVENUE, DEPARTMENT OF
Private Letter Rulings, Illinois Department of Labor Sunshine Act [20 ILCS 2515/1, et seq.]
Index Letter Rulings (Fourth Quarter of 1993)(Income Tax)
Index Letter Rulings (Fourth Quarter of 1993)(ROT)
Index Letter Rulings (First Quarter of 1994)(Income Tax)

NOTICE OF CORRECTIONS
ALCOHOLISM AND SUBSTANCE ABUSE, DEPARTMENT OF
Subacute Alcoholism and Substance Abuse Treatment Services; 77 Ill. Adm. Code 2090
COMPTROLLER, OFFICE OF
III. Funeral or Burial Funds Act; 38 Ill. Adm. Code 610
LIEUTENANT GOVERNOR, OFFICE OF THE
Keep Ill. Beautiful Program; 47 Ill. Adm. Code 600
REVENUE, DEPARTMENT OF
Index of Letter Rulings (Third Quarter 1993) (ROT)
SECRETARY OF STATE
III. Safety Responsibility Law; 92 Ill. Adm. Code 1070

NOTICE OF REQUEST FOR EXPEDITED CORRECTIONS
COMMUNITY COLLEGE BOARD, ILLINOIS
Administration of the Ill. Public Community Act; 23 Ill. Adm. Code 1501
NUCLEAR SAFETY, DEPARTMENT OF
Radiation Safety Requirements for Industrial Radiographic Operations
POLLUTION CONTROL BOARD
Procedural Requirements for Permitted Landfills; 35 Ill. Adm. Code 813
Standards for New Solid Waste Landfills; 35 Ill. Adm. Code 811
Sprinkler System

REGULATORY FLEXIBILITY IMPACT ANALYSIS
COMMERCE AND COMMUNITY AFFAIRS, DEPARTMENT OF
2533, 2534, 3037, 3794, 4466, 6452, 6453, 7068, 7069, 8957, 8958, 8959

JOINT COMMITTEE ON ADMINISTRATIVE RULES

AGENDA
Meeting of January 11, 1994
Meeting of February 15, 1994
Meeting of March 22, 1994
Meeting of April 19, 1994
Meeting of May 17, 1994
Meeting of June 14, 1994

SECOND NOTICES RECEIVED
334, 557, 801, 1658, 2175, 2543, 2668, 3038, 3156, 3795, 4474, 5022, 5365, 5711, 6029, 6188, 6455, 7072, 7552, 7961, 8202, 8505, 8752, 8960

JOINT COMMITTEE ON ADMINISTRATIVE RULES-STATEMENTS OF OBJECTIONS, SUSPENSIONS, RECOMMENDATIONS, PROHIBITED FILINGS & APPROVALS

CENTRAL MANAGEMENT SERVICES, DEPARTMENT OF
Solicitation for Charitable Payroll Deductions; 80 Ill. Adm. Code 2650, Recommendation
CHILDREN AND FAMILY SERVICES, DEPARTMENT OF
Licensing Standards for Day Care Homes; 89 Ill. Adm. Code 406, Recommendation
Licensing Standards for Group Day Care Homes; 89 Ill. Adm. Code 408, Recommendation
EMPLOYMENT SECURITY
Notice, Records, Reports; 56 Ill. Adm. Code 2760, Objection
FINANCIAL INSTITUTIONS
Schedules of Maximum Rates to be Charged for Check Cashing and Writing of Money Orders by Community and Ambulatory
Currency Exchanges; 38 Ill. Adm. Code 130, Withdrawal of Filing Prohibition
RACING BOARD, ILLINOIS
Medication; 11 Ill. Adm. Code 509, Objection
STATE FIRE MARSHAL, OFFICE OF
Policy & Procedures Manual for Fire Protection Personnel; 41 Ill. Adm. Code 140, Recommendation

EXECUTIVE ORDERS AND PROCLAMATIONS

94-1 The Illinois Task Force on School-To-Work Transition
94-2 Executive Order Creating The Illinois Commission on Regulatory Review
94-3 Flood Transfer III
94-4 Danville Sewage Treatment Facility

PROCLAMATIONS

93-553 Financial Literacy for Youth Month
93-554 Religious Freedom Day
93-555 Franchising Week
93-556 Self-Eatcom Month
94-1 Black Data Processing Associates Day
94-2 Sertoma National Heritage Freedom Week
94-3 Alcoholism Halfway House Days

ILLINOIS REGISTER
CUMULATIVE INDEX

Vol. 18, Issue #24

June 17, 1994

94-4	Bangladesh Day	803
94-5	Catholic Schools Week	804
94-6	Land Surveyors' Month	804
94-7	Dr. Martin Luther King Jr. Day/Day of Tribute	804
94-8	African-American Unity March Day	2546
94-9	Human Services Week	2546
94-10	Ivan And Ruth Frick Day	2547
94-11	Week of the High Risk Child	2548
94-12	African-American History Month	2548
94-13	Free Enterprise Week	2548
94-14	International Festival Week	2549
94-15	Martina Navratilova Days	2550
94-16	Save A Life Day	2550
94-17	Student Financial Aid Awareness Month	2550
94-18	Self-Esteem Week	2674
94-19	Long-Term Care Administrators Week	2674
94-20	Nursing Home Week	2675
94-21	Kiwanis Week	2675
94-22	AFS Host Family Recognition Week	2676
94-23	Little City Foundation/Chicago Lovebells Super Bowl Party Day	2676
94-24	National People's Action Take Back Our Streets and Communications Day	2677
94-25	Toughlove Programs Against Violence Month/Day Against Violence	2677
94-26	FFA Week	2677
94-27	Child Passenger Safety Month	2678
94-28	Dr. Carter G. Woodson Day	2679
94-29	Four Chaplains Sunday	2679
94-30	Lithuanian Independence Day	2680
94-31	Seed Month	2680
94-32	Post Anesthesia Nurses Awareness Week	2681
94-33	Dick Helton Day	2681
94-34	Engineers Week	3040
94-35	Future Business Leaders of America-Phi Lambda Week	3040
94-36	FWWC Waukegan Woman's Club Day	3040
94-37	Manufacturing Week	3041
94-38	Marketing Week	3042
94-39	Multiple Sclerosis Awareness Month	3042
94-40	Nutrition Month	3043
94-41	Reading Is Fun Week	3043
94-42	Tornado Preparedness Week	3044
94-43	Representative Bob Olson Day	3157
94-44	Doctor's Day	3157
94-45	African American Contractors Day	3157
94-46	American Red Cross Month	3158
94-47	Chicago Academy for The Arts-5th Annual Dessert Classic Day	3158
94-48	Chronic Fatigue Syndrome Awareness Month	3159
94-49	National American Business Club Month	3159
94-50	School Breakfast Week	3160
94-51	School Social Work Week	3160
94-52	Denim Day	3161
94-53	Dental Assistants Recognition Week	3162
94-54	Employ The Older Worker Week	3797
94-55	Breastfeeding Promotion Month	3797
94-56	Herman M. Finch Day	3798
94-57	Music Education Day At The Capitol	3798
94-58	Carnatedas Day	3799
94-59	DaPage Symphony Orchestra Day	3800
94-60	Eye Donor Awareness Month	3800
94-61	Southern Illinois University Quascentennial Day	3800
94-62	Apprenticeship Week	4475

ILLINOIS REGISTER
CUMULATIVE INDEX

Vol. 18, Issue #24

June 17, 1994

94-63	Building Safety Week	4475
94-64	Greek Independence Day	4476
94-65	Malcolm X College Career Expo Day	4476
94-66	Professional Social Workers Month	4477
94-67	Casimir Pulaski Day	4477
94-68	Alcohol Awareness Month/Illinois State Youth Forum Day	4478
94-69	Certified Nurse Assistant Day	4478
94-70	Curtis Mayfield Day	4479
94-71	Licensed Practical Nurse Week	4479
94-72	Long-Term Care Nurses Week	4480
94-73	Volunteer Week	4480
94-74	Youth Art Month	4481
94-75	Parents Inservice Conference Days	4481
94-76	Bob Leininger Day	4482
94-67	Casimir Pulaski Day (Revised)	5024
94-77	Chicago Opportunity Days	5024
94-78	Mental Retardation And SPARC Awareness Month	5025
94-79	Tree City USA Month	5025
94-80	Agriculture Day	5026
94-81	Tibetan Day	5367
94-82	Violence Prevention Month	5367
94-83	Bicycle Helmet and Safety Awareness Week	5368
94-84	Free Paper Week	5368
94-85	VA West Side Medical Center Women's History Month	5369
94-86	Camp Fire Boys and Girls Day	5369
94-87	Chicago Latino Film Festival Days	5370
94-88	Student Council Week	5370
94-89	U.S. Savings Bond Campaign Month	5370
94-90	High Blood Pressure and Stroke Awareness Month	5712
94-91	Irish American Heritage Month	5712
94-92	Youth Temperance Education Week	5713
94-93	Arbor Day in Palos Heights	5713
94-94	Federal Employee of the Year Day	5714
94-95	Hennetta Siak Day	5714
94-96	Lake and Walcrahd Management Month	5715
94-97	Medical Laboratory Week	5716
94-98	Motorcycle Awareness Month	5716
94-99	Nurses: The Heart of the Health Care Team Day	5717
94-100	Public Health Month	5717
94-101	Rural Electric and Telephone Youth Day	5718
94-102	Student-Athlete Day	6031
94-103	Call Before You Dig Month	6031
94-104	Continuity Of Care Week	6032
94-105	D.A.R.E. Day	6032
94-106	Illinois Community College Month	6032
94-107	Sexual Assault Awareness Month	6033
94-108	STD Awareness Month	6033
94-109	Women's Federation For World Peace Days	6034
94-110	American Association for Affirmative Action Days	6034
94-111	Illinois State Quarter Convention Week	6035
94-112	Probation Officer Day	6035
94-113	Professional Secretaries Week/Professional Secretaries Day	6036
94-114	Saving Month	6036
94-115	Soccer In The Street Day	6036
94-116	Telecommunicator Week	6037
94-117	Infant Immunization Week	6037
94-118	Natural Resources Stewardship Month	6038
94-119	Holocaust Commemoration Month	6190
94-120	Illinois Cancer Pain Awareness Week	6190

ILLINOIS REGISTER
CUMULATIVE INDEX

Vol. 18, Issue #24

June 17, 1994

94-121 Emergency Medical Services Week
94-122 Home Safety Week
94-123 Manufactured Housing Month
94-124 Month of the Young Child
94-125 Organ And Tissue Donor Awareness Week
94-126 Queen Isabella Day
94-127 Week of the Young Child
94-128 Harry Caray Day
94-129 Logistics Week
94-130 AIDS Awareness Day/AIDS Walk Springfield Day
94-131 American POW Recognition Day
94-132 James S. Kemper, Jr. Day
94-133 Jewish Cultural Week
94-134 Pakistan Day
94-135 Purple Bows For Cancer's 2nd Introduction Day
94-136 Chicago Youth Symphony Orchestra Day
94-137 Crime Victims Rights Week
94-138 Holocaust Commemoration Month (Revised)
94-139 Israel Independence Day
94-140 Louis B. Kuhn Day
94-141 Tuftonia's Week
94-142 Disaster Area-Douglas County
94-143 Disaster Area-Calhoun, Green and Jersey Counties
94-144 Disaster Area-Alexander, Cass, Menard, Sangamon, Dewitt and Vermillion Counties
94-145 Anthony M. Totonello Day
94-146 Dave and Linda Kindemay Day
94-147 Design/Drafting Week
94-148 Harold Washington Day
94-149 Illinois Eye Fund/UIC Eye Center Day
94-150 Medical Assistants Week
94-151 Year of the Conger Expedition
94-152 Youth Service Day
94-153 Chicago Coin Club Day
94-154 Child Abuse Prevention Services Day
94-155 Keep America Beautiful Month
94-156 Seth Ira Stearns Day
94-157 Girl Scout Leaders Day
94-158 Disaster Areas-Champaign and Iroquois Counties
94-159 Christian Heritage Week
94-160 Darryl Hartley-Leonard and Hyatt Hotels Corporation Day
94-161 Scientific Literacy Week
94-162 E.M. (Buck) Chastain Day
94-163 Groundwater Protection Month
94-164 Monsignor Edward J. Duncan Day
94-165 Smiles for Little City Days
94-166 George Hovanec Appreciation Day
94-167 Kim Deakins, Janelle King and Mary Murphy Day
94-168 Suicide Prevention Week/Survivors of Suicide Day
94-169 Day of Prayer
94-170 James M. Bailey Day
94-171 Chicago Commons Month
94-172 Charleston Area Senior Center Day
94-173 Community Banking Week
94-174 Correctional Officer Week
94-175 Dyslexia/Learning Disabilities Month
94-176 Home Education Week
94-177 Mattoon Area Senior Center Day
94-178 Zion Missionary Baptist Day

14

ILLINOIS REGISTER
CUMULATIVE INDEX

Vol. 18, Issue #24

June 17, 1994

94-179 Disaster Areas - Madison, Madon, Monroe, Platt and St. Clair Counties
94-180 Better Hearing and Speech Month
94-181 Bike Month
94-182 Cyrotechnology Day
94-183 Drinking Water Week
94-184 George Tammimga Day
94-185 Holy Name of Mary Parish Women's Day
94-186 Law Day
94-187 Mathematics Awareness Week
94-188 Metropolitan Pier and Exposition Authority Employee Longevity Day
94-189 Mother of the Year Day
94-190 Nurses Week
94-191 Older Americans Month
94-192 Public Service Recognition Day
94-193 Children's Emotional and Behavioral Disorders Awareness Week
94-194 Illinois Small Business Week
94-195 Hadassah Days
94-196 Family Service DuPage Day
94-197 Life Insurance Week
94-198 South Holland Centennial Day/South Holland Centennial Week/South Holland Centennial Month
94-199 Asian Pacific American Heritage Month
94-200 Dr. Joseph C. Dalpiaz Day
94-201 Foster Parent Appreciation Month
94-202 Polish Constitution Day
94-203 Women in Trades Career Day
94-204 Illinois State Chamber of Commerce/75th Anniversary Year
94-205 Loyalty Day
94-206 Music Week
94-207 RP Awareness Day
94-208 Chicago Crime Commission Day
94-209 Eugene E. Lurger Day
94-210 National Association of Women Business Owners Public Affairs Day
94-211 Physical Fitness and Sports Month/Physical Education and Sports Week
94-212 Project Aces Day
94-213 Cambodian Culture Days
94-214 Gene Siskel Day
94-215 Kantorei Week
94-216 React Month
94-217 Womens Lawyers' Day
94-218 Arts Week
94-219 Rotary Club of Oak Park Day
94-220 SCORE DAY
94-221 A.J. Boggio Day
94-222 D.A.R.E. Family Night with the Cardinals
94-223 Howard A. Peters III Day
94-224 Mother's Day
94-225 Palos Heights Public Library Day
94-226 Planet Illinois Day
94-227 Gateway Foundation Day
94-228 Legacy Foundation Day
94-229 National Association of Insurance Women's Week
94-230 Surgical Technologists Week
94-231 World Cup Education Month/World Cup Dais
94-232 Child Support Awareness Month
94-233 Electrical Safety Month
94-234 Highland Community College Collegiate Choir Day
94-235 Telephone Operators Week at Illinois Masonic Medical Center
94-236 Alan F. Quonos Day
94-237 CPA Day

15

ILLINOIS REGISTER
CUMULATIVE INDEX

June 17, 1994

Vol. 18, Issue #24

ILLINOIS REGISTER
CUMULATIVE INDEX

June 17, 1994

Vol. 18, Issue #24

94-238	Maritime Day	8215
94-239	Railroad Women's Day	8215
94-240	Tourism Day	8216
94-241	Transportation Day	8216
94-242	Buckle-Up America Month	8217
94-243	Dr. William Hill Day	8218
94-244	Stamp Collecting Week	8218
94-245	Tourism Day	8507
94-246	Black Child Development Week	8507
94-247	ENCARE Day	8507
94-248	Public Humanities Day	8508
94-249	School Counselor Week	8508
94-250	Greek American Heritage Week	8509
94-251	Jeff Childs Day	8510
95-252	John Stoffel Day	8510
94-253	Ray Passis Day	8511
94-254	Raymond J. Norbut Day	8511
94-255	Ron Koeppl Day	8512
94-256	Comelia de Lange Awareness Day	8512
94-257	CRS Day	8513
94-258	Eugene C. Swager Day	8513
94-259	Soccer Celebration Day	8514
94-260	Illinois River Appreciation Month	8515
94-261	Moving Vietnam Memorial Wall Days	8516
94-262	Sweet Success Day	8516
94-263	Dr. Harold D. McAninch Day	8517
94-264	Operation Halyard Day	8517
94-265	Alfred Eisenstaedt Day	8754
94-266	Chicago Academy for the Arts/Phil Donahue and Mario Thomas Day	8754
94-267	Illinois Agricultural Youth Institute Days	8755
94-268	Safe Boating Week	8756
94-269	Safety Week	8756
94-270	Garden Week	8757
94-271	Italian-American War Veterans' Day	8757
94-272	James-Burt Family Reunion Days	8757
94-273	Mary Jean Cummings Day	8758
94-274	Robert Lwancowekski Day	8759
94-275	D-Day Veterans' Day	8759
94-276	Day of the African Child	8760
94-277	GI Bill Day	8760
94-278	Jewish-American Sports Hall of Fame Day	8761
94-279	Peter Joseph Sardar Day	8762
94-280	American GI Forum Day	8763
94-281	Philippine Week 1994	8763
94-282	Try American Day	8764
94-283	Bengali Week	8962
94-284	Fraternal Week	8962
94-285	Jewish Fold Arts Festival Day	8963
94-286	Otis Wilson Celebrity Golf Classic Day	8963
94-287	Dr. William Altea Day	8964
94-288	Springfield Area Arts Council Month	8964
94-289	Amateur Radio Week	8965
94-290	Men's Health Week	8965
94-291	Reflex Sympathetic Dystrophy Syndrome Week	8966
94-292	Westside Health Partnership Unity Days	8966
94-293	Woman's Club of Springfield Day	8967
94-294	Amnesty International Days	8967
94-295	Bruckner Guest House Day	8968
94-296	Celebrate 20 Years of WIC Month	8969

94-297	Challenge of Champions Day	8969
94-298	Marine Corps League and Auxiliary Week	8970
94-299	Ross Gardiner Day	8971

ILLINOIS REGISTER

Volume 18, Issue #24

SECTIONS AFFECTED INDEX

June 17, 1994

This Sections Affected Index lists, by title, each Section of a Part on which Rule Making has occurred in this volume (calendar year) of the Illinois Register. The columns indicate the type of rulemaking activity and the action taken along with the page number on which the first page of the notice of rulemaking activity appeared. If a Section on which action is being taken in the current volume of the Register is proposed in a previous volume, the last two digits of the previous volume's year appear immediately after the page number separated by a slash. (e.g. 11 Ill. Adm. Code 465.115 was proposed last year and adopted this year. The action entry reads: (P-15655/93; A-6520). The codes are listed below.

TYPE OF RULE MAKING

am = amend to existing Section
cc = codification changes
n = New section
r = repeal of existing Section
re = reclassified
= renumbered

ACTION CODE

A = Adopted Rule
E = Emergency
P = Proposed Rule
PP = Peremptory
M = Modification
W = Withdrawal
CC = Codification Changes
RQ = Request for Correction
PF = Prohibited Filing
S = Suspension
O = JCAR Objection
F = Failure to Remedy Objections
Objection
RC = Recommendations
EC = Expedited Correction
C = Correction

1994

TITLE 1

100.670	am	(P-7087)	220.285	am	(P-13307/93;A-4758)
100.680	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.710	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.735	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.740	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.810	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.150	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.160	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.820	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.900	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1000	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1020	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1010	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1025	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1030	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1100	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1110	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1115	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1120	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1130	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1140	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1150	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1200	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1210	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1215	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1220	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1225	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1230	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1235	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1240	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1245	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1250	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1255	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1260	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1265	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1270	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1275	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1280	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1285	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1290	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1295	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1300	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1305	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1310	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1315	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1320	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1325	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1330	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1335	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1340	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1345	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1350	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1355	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1360	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1365	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1370	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1375	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1380	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1385	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1390	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1395	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1400	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1405	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1410	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1415	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1420	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1425	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1430	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1435	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1440	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1445	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1450	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1455	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1460	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1465	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1470	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1475	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1480	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1485	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1490	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1495	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1500	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1505	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1510	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1515	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1520	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1525	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1530	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1535	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1540	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1545	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1550	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1555	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1560	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1565	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1570	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1575	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1580	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1585	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1590	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1595	am	(P-7087)	220.300	am	(P-13307/93;A-4758)
100.1600	am	(P-7087)	220.300	am	(P-13307/93;A-4758)

SAI-1

ILLINOIS REGISTER

Volume 18, Issue #24

SECTIONS AFFECTED INDEX

June 17, 1994

(Title 1, cont.)

230.700	am	(P-13223/93;A-1233)			(P-13223/93;A-1233)	926.10	r	(P-512)
230.800	am	(P-13223/93;A-1233)			(P-13223/93;A-1233)	926.110	r	(P-512)
230.900	am	(P-13223/93;A-1233)			(P-13223/93;A-1233)	926.120	r	(P-512)
230.1000	am	(P-13223/93;A-1233)			(P-13223/93;A-1233)	926.130	am	(P-512)
230.Ex.A	am	(P-13223/93;A-1233)			(P-13223/93;A-1233)	926.210	am	(P-512)
230.Ex.B	am	(P-13223/93;A-1233)			(P-13223/93;A-1233)	926.220	am	(P-512)
230.Ex.C	am	(P-13223/93;A-1233)			(P-13223/93;A-1233)	926.230	am	(P-512)
230.Ex.D	am	(P-13223/93;A-1233)			(P-13223/93;A-1233)	926.240	am	(P-512)
230.Ex.E	am	(P-13223/93;A-1233)			(P-13223/93;A-1233)	926.250	am	(P-512)
230.Ex.F	am	(P-13223/93;A-1233)			(P-13223/93;A-1233)	926.260	am	(P-512)
240.	re	(CC-7498)				926.230	am	(P-512)
240.100	am	(P-13294/93;A-4745)			(P-13294/93;A-4745)	926.236	am	(P-512)
240.200	am	(P-13294/93;A-4745)			(P-13294/93;A-4745)	926.238	am	(P-512)
240.300	am	(P-13294/93;A-4745)			(P-13294/93;A-4745)	926.240	am	(P-512)
240.400	am	(P-13294/93;A-4745)			(P-13294/93;A-4745)	926.250	am	(P-512)
240.500	am	(P-13294/93;A-4745)			(P-13294/93;A-4745)	926.260	am	(P-512)
240.600	am	(P-13294/93;A-4745)			(P-13294/93;A-4745)	926.270	am	(P-512)
240.700	am	(P-13294/93;A-4745)			(P-13294/93;A-4745)	926.280	am	(P-512)
240.800	am	(P-13294/93;A-4745)			(P-13294/93;A-4745)	926.290	am	(P-512)
240.900	am	(P-13294/93;A-4745)			(P-13294/93;A-4745)	926.300	am	(P-512)
240.1000	am	(P-13294/93;A-4745)			(P-13294/93;A-4745)	926.310	am	(P-512)
240.1100	am	(P-13294/93;A-4745)			(P-13294/93;A-4745)	926.320	am	(P-512)
245.	re	(CC-7498)				926.330	am	(P-512)
245.100	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.340	am	(P-512)
245.110	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.350	am	(P-512)
245.120	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.360	am	(P-512)
245.130	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.370	am	(P-512)
245.140	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.380	am	(P-512)
245.150	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.390	am	(P-512)
245.160	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.400	am	(P-512)
245.170	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.410	am	(P-512)
245.180	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.420	am	(P-512)
245.190	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.430	am	(P-512)
245.200	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.440	am	(P-512)
245.210	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.450	am	(P-512)
245.220	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.460	am	(P-512)
245.230	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.470	am	(P-512)
245.240	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.480	am	(P-512)
245.250	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.490	am	(P-512)
245.260	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.500	am	(P-512)
245.270	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.510	am	(P-512)
245.280	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.520	am	(P-512)
245.290	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.530	am	(P-512)
245.300	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.540	am	(P-512)
245.310	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.550	am	(P-512)
245.320	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.560	am	(P-512)
245.330	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.570	am	(P-512)
245.340	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.580	am	(P-512)
245.350	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.590	am	(P-512)
245.360	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.600	am	(P-512)
245.370	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.610	am	(P-512)
245.380	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.620	am	(P-512)
245.390	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.630	am	(P-512)
245.400	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.640	am	(P-512)
245.410	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.650	am	(P-512)
245.420	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.660	am	(P-512)
245.430	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.670	am	(P-512)
245.440	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.680	am	(P-512)
245.450	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.690	am	(P-512)
245.460	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.700	am	(P-512)
245.470	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.710	am	(P-512)
245.480	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.720	am	(P-512)
245.490	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.730	am	(P-512)
245.500	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.740	am	(P-512)
245.510	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.750	am	(P-512)
245.520	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.760	am	(P-512)
245.530	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.770	am	(P-512)
245.540	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.780	am	(P-512)
245.550	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.790	am	(P-512)
245.560	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.800	am	(P-512)
245.570	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.810	am	(P-512)
245.580	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.820	am	(P-512)
245.590	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.830	am	(P-512)
245.600	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.840	am	(P-512)
245.610	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.850	am	(P-512)
245.620	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.860	am	(P-512)
245.630	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.870	am	(P-512)
245.640	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.880	am	(P-512)
245.650	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.890	am	(P-512)
245.660	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.900	am	(P-512)
245.670	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.910	am	(P-512)
245.680	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.920	am	(P-512)
245.690	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.930	am	(P-512)
245.700	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.940	am	(P-512)
245.710	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.950	am	(P-512)
245.720	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.960	am	(P-512)
245.730	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.970	am	(P-512)
245.740	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.980	am	(P-512)
245.750	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	926.990	am	(P-512)
245.760	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	927.000	am	(P-512)
245.770	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	927.010	am	(P-512)
245.780	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	927.020	am	(P-512)
245.790	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	927.030	am	(P-512)
245.800	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	927.040	am	(P-512)
245.810	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	927.050	am	(P-512)
245.820	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	927.060	am	(P-512)
245.830	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	927.070	am	(P-512)
245.840	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	927.080	am	(P-512)
245.850	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	927.090	am	(P-512)
245.860	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	927.100	am	(P-512)
245.870	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	927.110	am	(P-512)
245.880	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	927.120	am	(P-512)
245.890	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	927.130	am	(P-512)
245.900	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	927.140	am	(P-512)
245.910	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	927.150	am	(P-512)
245.920	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	927.160	am	(P-512)
245.930	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	927.170	am	(P-512)
245.940	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	927.180	am	(P-512)
245.950	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	927.190	am	(P-512)
245.960	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	927.200	am	(P-512)
245.970	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	927.210	am	(P-512)
245.980	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	927.220	am	(P-512)
245.990	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	927.230	am	(P-512)
246.000	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	927.240	am	(P-512)
246.010	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	927.250	am	(P-512)
246.020	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	927.260	am	(P-512)
246.030	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	927.270	am	(P-512)
246.040	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	927.280	am	(P-512)
246.050	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	927.290	am	(P-512)
246.060	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	927.300	am	(P-512)
246.070	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	927.310	am	(P-512)
246.080	am	(P-13248/93;A-4720)			(P-13248/93;A-4720)	927.320	am	(P-512)
246.090	am							

ILLINOIS REGISTER		ILLINOIS REGISTER	
Volume 18, Issue #24	SECTIONS AFFECTED INDEX	Volume 18, Issue #24	SECTIONS AFFECTED INDEX
June 17, 1994	June 17, 1994	June 17, 1994	June 17, 1994

TITLE 8, cont.)	(P-14728/93.A-1833)	270.261	am	(P-3164)	210.10	n	(P-19057/93.A-2072)	(P-19057/93.A-8387)	510.280	n	(P-21905/93.A-5878)	660.20	am	(P-1952/93.A-5878)
	(P-3164)	270.280	am	(P-3164)	308.10	n	(P-1773.A-7433)	(P-19050/93.A-8387)	510.285	n	(P-21905/93.A-5878)	660.30	am	(P-1952/93.A-5878)
75.Tab A	(P-14728/93.A-1833)	270.320	am	(P-3164)	308.20	n	(P-1773.A-7433)	(P-19050/93.A-8387)	510.290	n	(P-21905/93.A-5878)	660.40	am	(P-1952/93.A-5878)
	(P-3164)	270.365	am	(P-3164)	308.30	n	(P-1773.A-7433)	(P-19050/93.A-8387)	510.295	n	(P-21905/93.A-5878)	660.50	am	(P-1952/93.A-5878)
75.Tab B	(P-14728/93.A-1833)	270.371	am	(P-3164)	308.40	n	(P-1773.A-7433)	(P-19050/93.A-8387)	510.300	n	(P-21905/93.A-5878)	660.60	am	(P-1952/93.A-5878)
	(P-3164)	270.395	am	(P-3164)	308.50	n	(P-1773.A-7433)	(P-19050/93.A-8387)	510.305	n	(P-21905/93.A-5878)	660.70	am	(P-1952/93.A-5878)
85.15	(P-14727/93.A-1850)	270.480	am	(P-3164)	308.60	n	(P-1773.A-7433)	(P-19050/93.A-8387)	510.310	n	(P-21905/93.A-5878)	660.80	am	(P-1952/93.A-5878)
	(P-3164)	270.510	am	(P-3164)	308.70	n	(P-1773.A-7433)	(P-19050/93.A-8387)	510.315	n	(P-21905/93.A-5878)	660.90	am	(P-1952/93.A-5878)
85.50	(P-14727/93.A-1850)	270.540	am	(P-3164)	308.80	n	(P-1773.A-7433)	(P-19050/93.A-8387)	510.320	n	(P-21905/93.A-5878)	661.00	am	(P-1952/93.A-5878)
	(P-3164)	270.625	am	(P-3164)	308.90	n	(P-1773.A-7433)	(P-19050/93.A-8387)	510.325	n	(P-21905/93.A-5878)	661.10	am	(P-1952/93.A-5878)
85.100	(P-14727/93.A-1850)	270.685	am	(P-3164)	311.00	n	(P-1780.A-7440)	(P-19050/93.A-8387)	510.330	n	(P-21905/93.A-5878)	661.20	am	(P-1952/93.A-5878)
	(P-3164)	600.1	am	(P-3164)	311.10	n	(P-1780.A-7440)	(P-19050/93.A-8387)	510.335	n	(P-21905/93.A-5878)	661.30	am	(P-1952/93.A-5878)
85.110	(P-14727/93.A-1850)	600.1	am	(P-3164)	311.20	n	(P-1780.A-7440)	(P-19050/93.A-8387)	510.340	n	(P-21905/93.A-5878)	661.40	am	(P-1952/93.A-5878)
	(P-3164)	600.300	am	(P-3164)	311.30	n	(P-1780.A-7440)	(P-19050/93.A-8387)	510.345	n	(P-21905/93.A-5878)	661.50	am	(P-1952/93.A-5878)
85.125	(P-14727/93.A-1850)	600.320	am	(P-3164)	311.40	n	(P-1780.A-7440)	(P-19050/93.A-8387)	510.350	n	(P-21905/93.A-5878)	661.60	am	(P-1952/93.A-5878)
	(P-3164)	600.320	am	(P-3164)	311.50	n	(P-1780.A-7440)	(P-19050/93.A-8387)	510.355	n	(P-21905/93.A-5878)	661.70	am	(P-1952/93.A-5878)
105.10	(P-14781/93.A-1880)	600.320	am	(P-3164)	401.10	n	(P-1780.A-7440)	(P-19050/93.A-8387)	510.360	n	(P-21905/93.A-5878)	661.80	am	(P-1952/93.A-5878)
	(P-3164)	600.820	am	(P-3164)	401.20	n	(P-1780.A-7440)	(P-19050/93.A-8387)	510.365	n	(P-21905/93.A-5878)	661.90	am	(P-1952/93.A-5878)
105.30	(P-14781/93.A-1880)	600.820	am	(P-3164)	401.30	n	(P-1780.A-7440)	(P-19050/93.A-8387)	510.370	n	(P-21905/93.A-5878)	662.00	am	(P-1952/93.A-5878)
	(P-3164)	600.820	am	(P-3164)	401.40	n	(P-1780.A-7440)	(P-19050/93.A-8387)	510.375	n	(P-21905/93.A-5878)	662.10	am	(P-1952/93.A-5878)
110.80	(P-14771/93.A-1825)	100.5	am	(P-3164)	405.90	am	(P-1780.A-7440)	(P-19050/93.A-8387)	510.380	n	(P-21905/93.A-5878)	662.20	am	(P-1952/93.A-5878)
	(P-3164)	100.5	am	(P-3164)	406.00	am	(P-1780.A-7440)	(P-19050/93.A-8387)	510.385	n	(P-21905/93.A-5878)	662.30	am	(P-1952/93.A-5878)
110.90	(P-14771/93.A-18													

ILLINOIS REGISTER		
Volume 18.	Issue #24	SECTIONS AFFECTED INDEX
		June 17, 1994

Volume 18, Issue #24

SECTIONS AFFECTED INDEX

June 17, 1999

(Title 32, cont.)

505,100	n	P-15220/93.A-2317	184,302	n	P-4	218,620	am	P-12491/93.A-1945
505,110	n	P-15220/93.A-2317	184,400	n	P-4	218,623	r	P-12491/93.A-1945
505,120	n	P-15220/93.A-2317	184,401	n	P-4	218,660	r	P-12491/93.A-1945
505,130	n	P-15220/93.A-2317	184,402	n	P-4	218,665	n	P-12491/93.A-1945
505,140	n	P-15220/93.A-2317	184,403	n	P-4	218,667	am	P-12491/93.A-1945
505,150	n	P-15220/93.A-2317	184,500	n	P-4	218,668	n	P-12491/93.A-1945
505,160	n	P-15220/93.A-2317	184,501	n	P-4	218,670	n	P-12491/93.A-1945
505,170	n	P-15220/93.A-2317	184,502	n	P-4	218,672	n	P-12491/93.A-1945
505,180	n	P-15220/93.A-2317	184,503	n	P-4	218,680	n	P-12491/93.A-1945
505,190	n	P-15220/93.A-2317	184,504	n	P-4	218,686	n	P-12491/93.A-1945
505,1000	n	P-15220/93.A-2317	184,505	n	P-4	218,688	n	P-12491/93.A-1945
505,1100	n	P-15220/93.A-2317	184,506	n	P-4	218,692	n	P-12491/93.A-1945
505,1200	n	P-15220/93.A-2317	201,166	am	P-8347	218,920	am	P-12491/93.A-1945
505,1300	n	P-15220/93.A-2317	201,167	#	P-8347	218,923	r	P-12491/93.A-1945
505,1400	n	P-15220/93.A-2317	201,168	#	P-8347	218,926	am	P-12491/93.A-1945
505,1500	n	P-15220/93.A-2317	201,207	#,n	P-8347	218,940	am	P-12491/93.A-1945
505,1600	n	P-15220/93.A-2317	201,208	n	P-8347	218,943	r	P-12491/93.A-1945
505,1700	n	P-15220/93.A-2317	201,209	#,n	P-8347	218,946	am	P-12491/93.A-1945
505,1800	n	P-15220/93.A-2317	201,210	n	P-8347	218,960	n	P-12491/93.A-1945
505,1900	n	P-15220/93.A-2317	201,211	n	P-8347	218,963	r	P-12491/93.A-1945
505,2000	n	P-15220/93.A-2317	201,212	n	P-8347	218,966	am	P-12491/93.A-1945
505,2100	n	P-15220/93.A-2317	203,209	am	P-7636	218,986	am	P-12491/93.A-1945
505,2200	n	P-15220/93.A-2317	203,209	n	P-8331	218,986	am	P-12491/93.A-1945
505,2300	n	P-15220/93.A-2317	211,102	am	P-8331	218,986	am	P-12491/93.A-1945
505,2400	n	P-15220/93.A-2317	211,270	n	P-12491/93.A-1253	218,991	n	P-12491/93.A-1945
505,2500	n	P-15220/93.A-2317	211,1070	n	P-8331	219,112	am	P-12491/93.A-1945
505,2600	n	P-15220/93.A-2317	211,1920	n	P-8331	219,583	am	P-7618
505,2700	n	P-15220/93.A-2317	211,2030	n	P-12491/93.A-1253	219,585	am	P-7618
505,2800	n	P-15220/93.A-2317	211,2610	n	P-8331	219,586	r	P-8295/93.A-4242
505,2900	n	P-15220/93.A-2317	211,3500	n	P-8331	303,400	r	P-12491/93.A-2981
505,3000	n	P-15220/93.A-2317	211,3620	n	P-8331	304,213	am	P-15223/93.A-2671
TITLE 35								
106,910	n	P-16355/93.A-4230	211,3950	n	P-12491/93.A-1253	304,303	n	P-2560
106,911	n	P-16355/93.A-4230	211,4050	am	P-12491/93.A-1253	370,100	re	P-8375
106,912	n	P-16355/93.A-4230	211,4260	n	P-8331	370,200	re	P-8375
106,913	n	P-16355/93.A-4230	211,4830	n	P-12491/93.A-1253	370,210	re	P-8375
106,914	n	P-16355/93.A-4230	211,4850	n	P-12491/93.A-1253	370,220	re	P-8375
106,915	n	P-16355/93.A-4230	211,4970	n	P-12491/93.A-1253	370,230	re	P-8375
106,916	n	P-16355/93.A-4230	211,5060	n	P-7589	370,240	re	P-8375
106,917	n	P-16355/93.A-4230	211,5340	n	P-8331	370,250	re	P-8375
106,920	n	P-16355/93.A-4230	211,5390	n	P-12491/93.A-1253	370,260	re	P-8375
106,921	n	P-16355/93.A-4230	211,5530	n	P-12491/93.A-1253	370,300	re	P-8375
106,922	n	P-16355/93.A-4230	211,6110	n	P-12491/93.A-1253	370,340	re	P-8375
106,923	n	P-16355/93.A-4230	211,6170	n	P-12491/93.A-1253	370,350	re	P-8375
106,924	n	P-16355/93.A-4230	211,6250	n	P-12491/93.A-1253	370,360	re	P-8375
106,925	n	P-16355/93.A-4230	211,6350	n	P-12491/93.A-1253	370,400	re	P-8375
106,926	n	P-16355/93.A-4230	211,6395	n	P-8331	370,410	re	P-8375
106,930	n	P-9591	211,6390	n	P-8331	370,420	re	P-8375
106,931	n	P-9591	211,6630	n	P-12491/93.A-1253	370,430	re	P-8375
106,932	n	P-9591	211,6650	n	P-12491/93.A-1253	370,440	re	P-8375
106,933	n	P-9591	211,6710	n	P-12491/93.A-1253	370,450	re	P-8375
106,934	n	P-9591	211,6830	n	P-12491/93.A-1253	370,460	re	P-8375
184,100	n	P-4	211,7050	n	P-12491/93.A-1253	370,470	re	P-8375
184,101	n	P-4	212,113	am	P-9671	370,500	re	P-8375
184,102	n	P-4	212,700	n	P-9671	370,510	re	P-8375
184,103	n	P-4	212,701	n	P-9671	370,520	re	P-8375
184,104	n	P-4	212,702	n	P-9671	370,530	re	P-8375
184,105	n	P-4	212,703	n	P-9671	370,540	re	P-8375
184,106	n	P-4	212,704	n	P-9671	370,550	re	P-8375
184,107	n	P-4	212,705	n	P-9671	370,560	re	P-8375
184,201	n	P-4	218,106	am	P-12491/93.A-1945	370,570	re	P-8375
184,202	n	P-4	218,108	am	P-12491/93.A-1945	370,600	re	P-8375
184,203	n	P-4	218,112	am	P-12491/93.A-1945	370,610	re	P-8375
184,204	n	P-4	218,114	n	P-12491/93.A-1945	370,620	re	P-8375
184,205	n	P-4	218,402	n	P-12491/93.A-1945	370,700	re	P-8375
184,206	n	P-4	218,583	am	P-76021	370,710	re	P-8375
184,207	n	P-4	218,582	am	P-76021	370,720	re	P-8375
184,300	n	P-4	218,602	am	P-12491/93.A-1945	370,730	re	P-8375
184,301	n	P-4	218,611	am	P-12491/93.A-1945	370,740	re	P-8375

SAI-8

ILLINOIS REGISTER

Volume 18, Issue #24

ILLINOIS REGISTERED INDEX

June 17, 1999

(Title 32, cont.)	n	SECTIONS AFFECTED	am	INDEX	am
335.15		(P-20122/93-A-7308)	341.10	(P-13933/93-A-4196)	351.1050
335.20	am		341.15	n	351.1060
335.30	am	(P-20122/93-A-7308)	341.20	(P-13933/93-A-4196)	351.1070
335.1010	am		341.40	am	351.1080
335.1020	am	(P-20122/93-A-7308)	341.50	(P-13933/93-A-4196)	351.1090
335.1030	am		341.60	am	351.1100
335.1040	am	(P-20122/93-A-7308)	341.70	(P-13933/93-A-4196)	351.2010
335.1050	am		341.80	am	351.2020
335.1060	am	(P-20122/93-A-7308)	341.90	(P-13933/93-A-4196)	351.2030
335.1070	am		341.1100	am	351.3040
335.1080	am	(P-20122/93-A-7308)	341.1120	am	351.4010
335.1090	am		341.1140	am	351.4020
335.2010	am	(P-20122/93-A-7308)	341.1150	am	351.4030
335.2020	am		341.1160	am	351.5010
335.2030	am	(P-20122/93-A-7308)	341.1170	am	351.5010
335.2040	am		341.1180	am	351.5010
335.2050	am	(P-20122/93-A-7308)	341.1190	(P-13933/93-A-4196)	351.5010
335.2060	am		341.1200	am	351.5010
335.2070	am	(P-20122/93-A-7308)	341.1210	(P-13933/93-A-4196)	351.5010
335.2080	am		341.1220	am	351.5010
335.2090	am	(P-20122/93-A-7308)	341.1230	(P-13933/93-A-4196)	351.5010
335.2100	am		341.1240	am	351.5010
335.2110	am	(P-20122/93-A-7308)	341.1250	(P-13933/93-A-4196)	351.5010
335.2120	am		341.1260	am	351.5010
335.2130	am	(P-20122/93-A-7308)	350.20	(P-13933/93-A-4196)	351.5010
335.2140	am		350.25	am	351.5010
335.2150	am	(P-20122/93-A-7308)	350.30	(P-13933/93-A-4196)	351.5010
335.2160	am		350.35	am	351.5010
335.2170	am	(P-20122/93-A-7308)	350.40	(P-13933/93-A-4196)	351.5010
335.2180	am		350.45	am	351.5010
335.2190	am	(P-20122/93-A-7308)	350.50	(P-13933/93-A-4196)	351.5010
335.2200	am		350.55	am	351.5010
335.2210	am	(P-20122/93-A-7308)	350.60	(P-13933/93-A-4196)	351.5010
335.2220	am		350.65	am	351.5010
335.2230	am	(P-20122/93-A-7308)	350.70	(P-13933/93-A-4196)	351.5010
335.2240	am		350.75	am	351.5010
335.2250	am	(P-20122/93-A-7308)	350.80	(P-13933/93-A-4196)	351.5010
335.2260	am		350.85	am	351.5010
335.2270	am	(P-20122/93-A-7308)	350.90	(P-13933/93-A-4196)	351.5010
335.2280	am		350.95	am	351.5010
335.2290	am	(P-20122/93-A-7308)	351.00	(P-13933/93-A-4196)	351.5010
335.2300	am		351.05	am	351.5010
335.2310	am	(P-20122/93-A-7308)	351.10	(P-13933/93-A-4196)	351.5010
335.2320	am		351.15	am	351.5010
335.2330	am	(P-20122/93-A-7308)	351.20	(P-13933/93-A-4196)	351.5010
335.2340	am		351.25	am	351.5010
335.2350	am	(P-20122/93-A-7308)	351.30	(P-13933/93-A-4196)	351.5010
335.2360	am		351.35	am	351.5010
335.2370	am	(P-20122/93-A-7308)	351.40	(P-13933/93-A-4196)	351.5010
335.2380	am		351.45	am	351.5010
335.2390	am	(P-20122/93-A-7308)	351.50	(P-13933/93-A-4196)	351.5010
335.2400	am		351.55	am	351.5010
335.2410	am	(P-20122/93-A-7308)	351.60	(P-13933/93-A-4196)	351.5010
335.2420	am		351.65	am	351.5010
335.2430	am	(P-20122/93-A-7308)	351.70	(P-13933/93-A-4196)	351.5010
335.2440	am		351.75	am	351.5010
335.2450	am	(P-20122/93-A-7308)	351.80	(P-13933/93-A-4196)	351.5010
335.2460	am		351.85	am	351.5010
335.2470	am	(P-20122/93-A-7308)	351.90	(P-13933/93-A-4196)	351.5010
335.2480	am		351.95	am	351.5010
335.2490	am	(P-20122/93-A-7308)	352.00	(P-13933/93-A-4196)	351.5010
335.2500	am		352.05	am	351.5010
335.2510	am	(P-20122/93-A-7308)	352.10	(P-13933/93-A-4196)	351.5010
335.2520	am		352.15	am	351.5010
335.2530	am	(P-20122/93-A-7308)	352.20	(P-13933/93-A-4196)	351.5010
335.2540	am		352.25	am	351.5010
335.2550	am	(P-20122/93-A-7308)	352.30	(P-13933/93-A-4196)	351.5010
335.2560	am		352.35	am	351.5010
335.2570	am	(P-20122/93-A-7308)	352.40	(P-13933/93-A-4196)	351.5010
335.2580	am		352.45	am	351.5010
335.2590	am	(P-20122/93-A-7308)	352.50	(P-13933/93-A-4196)	351.5010
335.2600	am		352.55	am	351.5010
335.2610	am	(P-20122/93-A-7308)	352.60	(P-13933/93-A-4196)	351.5010
335.2620	am		352.65	am	351.5010
335.2630	am	(P-20122/93-A-7308)	352.70	(P-13933/93-A-4196)	351.5010
335.2640	am		352.75	am	351.5010
335.2650	am	(P-20122/93-A-7308)	352.80	(P-13933/93-A-4196)	351.5010
335.2660	am		352.85	am	351.5010
335.2670	am	(P-20122/93-A-7308)	352.90	(P-13933/93-A-4196)	351.5010
335.2680	am		352.95	am	351.5010
335.2690	am	(P-20122/93-A-7308)	353.00	(P-13933/93-A-4196)	351.5010
335.2700	am		353.05	am	351.5010
335.2710	am	(P-20122/93-A-7308)	353.10	(P-13933/93-A-4196)	351.5010
335.2720	am		353.15	am	351.5010
335.2730	am	(P-20122/93-A-7308)	353.20	(P-13933/93-A-4196)	351.5010
335.2740	am		353.25	am	351.5010
335.2750	am	(P-20122/93-A-7308)	353.30	(P-13933/93-A-4196)	351.5010
335.2760	am		353.35	am	351.5010
335.2770	am	(P-20122/93-A-7308)	353.40	(P-13933/93-A-4196)	351.5010
335.2780	am		353.45	am	351.5010
335.2790	am	(P-20122/93-A-7308)	353.50	(P-13933/93-A-4196)	351.5010
335.2800	am		353.55	am	351.5010
335.2810	am	(P-20122/93-A-7308)	353.60	(P-13933/93-A-4196)	351.5010
335.2820	am		353.65	am	351.5010
335.2830	am	(P-20122/93-A-7308)	353.70	(P-13933/93-A-4196)	351.5010
335.2840	am		353.75	am	351.5010
335.2850	am	(P-20122/93-A-7308)	353.80	(P-13933/93-A-4196)	351.5010
335.2860	am		353.85	am	351.5010
335.2870	am	(P-20122/93-A-7308)	353.90	(P-13933/93-A-4196)	351.5010
335.2880	am		353.95	am	351.5010
335.2890	am	(P-20122/93-A-7308)	354.00	(P-13933/93-A-4196)	351.5010
335.2900	am		354.05	am	351.5010
335.2910	am	(P-20122/93-A-7308)	354.10	(P-13933/93-A-4196)	351.5010
335.2920	am		354.15	am	351.5010
335.2930	am	(P-20122/93-A-7308)	354.20	(P-13933/93-A-4196)	351.5010
335.2940	am		354.25	am	351.5010
335.2950	am	(P-20122/93-A-7308)	354.30	(P-13933/93-A-4196)	351.5010
335.2960	am		354.35	am	351.5010
335.2970	am	(P-20122/93-A-7308)	354.40	(P-13933/93-A-4196)	351.5010
335.2980	am		354.45	am	351.5010
335.2990	am	(P-20122/93-A-7308)	354.50	(P-13933/93-A-4196)	351.5010
335.3000	am		354.55	am	351.5010
335.3010	am	(P-20122/93-A-7308)	354.60	(P-13933/93-A-4196)	351.5010
335.3020	am		354.65	am	351.5010
335.3030	am	(P-20122/93-A-7308)	354.70	(P-13933/93-A-4196)	351.5010
335.3040	am		354.75	am	351.5010
335.3050	am	(P-20122/93-A-7308)	354.80	(P-13933/93-A-4196)	351.5010
335.3060	am		354.85	am	351.5010
335.3070	am	(P-20122/93-A-7308)	354.90	(P-13933/93-A-4196)	351.5010
335.3080	am		354.95	am	351.5010
335.3090	am	(P-20122/93-A-7308)	355.00	(P-13933/93-A-4196)	351.5010
335.3100	am		355.05	am	351.5010
335.3110	am	(P-20122/93-A-7308)	355.10	(P-13933/93-A-4196)	351.5010
335.3120	am		355.15	am	351.5010
335.3130	am	(P-20122/93-A-7308)	355.20	(P-13933/93-A-4196)	351.5010
335.3140	am		355.25	am	351.5010
335.3150	am	(P-20122/93-A-7308)	355.30	(P-13933/93-A-4196)	351.5010
335.3160	am		355.35	am	351.5010
335.3170	am	(P-20122/93-A-7308)	355.40	(P-13933/93-A-4196)	351.5010
335.3180	am		355.45	am	351.5010
335.3190	am	(P-20122/93-A-7308)	355.50	(P-13933/93-A-4196)	351.5010
335.3200	am		355.55	am	351.5010
335.3210	am	(P-20122/93-A-7308)	355.60	(P-13933/93-A-4196)	351.5010
335.3220	am		355.65	am	351.5010
335.3230	am	(P-20122/93-A-7308)	355.70	(P-13933/93-A-4196)	351.5010
335.3240	am		355.75	am	351.5010
335.3250	am	(P-20122/93-A-7308)	355.80	(P-13933/93-A-4196)	351.5010
335.3260	am		355.85	am	351.5010
335.3270	am	(P-20122/93-A-7308)	355.90	(P-13933/93-A-4196)	351.5010
335.3280	am		355.95	am	351.5010
335.3290	am	(P-20122/93-A-7308)	356.00	(P-13933/93-A-4196)	351.5010
335.3300	am		356.05	am	351.5010
335.3310	am	(P-20122/93-A-7308)	356.10	(P-13933/93-A-4196)	351.5010
335.3320	am		356.15	am	351.5010
335.3330	am	(P-20122/93-A-7308)	356.20	(P-13933/93-A-4196)	351.5010
335.3340	am		356.25	am	351.5010
335.3350	am	(P-20122/93-A-7308)	356.30	(P-13933/93-A-4196)	351.5010
335.3360	am		356.35	am	351.5010
335.3370	am	(P-20122/93-A-7308)	356.40	(P-13933/93-A-4196)	351.5010
335.3380	am		356.45	am	351.5010
335.3390	am	(P-20122/93-A-7308)	356.50	(P-13933/93-A-4196)	351.5010
335.3400	am		356.55	am	351.5010
335.3410	am	(P-20122/93-A-7308)	356.60	(P-13933/93-A-4196)	351.5010
335.3420	am		356.65	am	351.5010
335.3430	am	(P-20122/93-A-7308)	356.70	(P-13933/93-A-4196)	351.5010
335.3440	am		356.75	am	351.5010
335.3450	am	(P-20122/93-A-7308)	356.80	(P-13933/93-A-4196)	351.5010
335.3460	am		356.85	am	351.5010
335.3470	am	(P-20122/93-A-7308)	356.90	(P-13933/93-A-4196)	351.5010
335.3480	am		356.95	am	351.5010
335.3490	am	(P-20122/93-A-7308)	357.00	(P-13933/93-A-4196)	351.5010
335.3500	am		357.05	am	351.5010
335.3510	am	(P-20122/93-A-7308)	357.10	(P-13933/93-A-4196)	351.5010
335.3520	am		357.15	am	351.5010
335.3530	am	(P-20122/93-A-7308)	357.20	(P-13933/93-A-4196)	351.5010
335.3540	am</				

CAT 7

ILLINOIS REGISTER

Volume 18, Issue #24

SECTIONS AFFECTED INDEX

June 17, 1994

ILLINOIS REGISTER

Volume 18, Issue #24

June 17, 1994

[illegible]

SAI-9

SAI-10

ILLINOIS REGISTER		ILLINOIS REGISTER	
Volume 18, Issue #24	SECTIONS AFFECTED INDEX	Volume 18, Issue #24	SECTIONS AFFECTED INDEX
June 17, 1994		June 17, 1994	

[illegible]

Volume 18, Issue #24			ILLINOIS REGISTER		SECTIONS AFFECTED INDEX		June 17, 1994	
[Title 77, cont.]								
547 500	(P-35-A-6340)	n	800 220	f	(P-14831/93.A.4422)	615, 100	f	(P-17741/93.A.4317)
547 500	(P-35-A-6340)	n	800 230	f	(P-14831/93.A.4422)	615, 100	n	(P-17741/93.A.4317)
547 500	(P-35-A-6340)	n	800 240	f	(P-14831/93.A.4422)	615, 110	n	(P-17741/93.A.4317)
547 500	(P-35-A-6340)	n	800 250	f	(P-14831/93.A.4422)	615, 120	n	(P-17741/93.A.4317)
547 510	(P-35-A-6340)	n	800 300	f	(P-14831/93.A.4422)	615, 300	f	(P-17741/93.A.4317)
547 510	(P-35-A-6340)	n	800 310	f	(P-14831/93.A.4422)	615, 310	f	(P-17741/93.A.4317)
547 510	(P-35-A-6340)	n	800 320	f	(P-14831/93.A.4422)	615, 320	f	(P-17741/93.A.4317)
547 510	(P-35-A-6340)	n	800 330	f	(P-14831/93.A.4422)	615, 330	f	(P-17741/93.A.4317)
547 510	(P-35-A-6340)	n	800 340	f	(P-14831/93.A.4422)	615, 340	f	(P-17741/93.A.4317)
547 510	(P-35-A-6340)	n	800 350	f	(P-14831/93.A.4422)	615, 350	f	(P-17741/93.A.4317)
547 510	(P-35-A-6340)	n	800 360	f	(P-14831/93.A.4422)	615, 360	f	(P-17741/93.A.4317)
547 510	(P-35-A-6340)	n	800 370	f	(P-14831/93.A.4422)	615, 370	f	(P-17741/93.A.4317)
547 510	(P-35-A-6340)	n	800 380	f	(P-14831/93.A.4422)	615, 380	f	(P-17741/93.A.4317)
547 510	(P-35-A-6340)	n	800 390	f	(P-14831/93.A.4422)	615, 390	f	(P-17741/93.A.4317)
547 510	(P-35-A-6340)	n	800 400	f	(P-14831/93.A.4422)	615, 400	f	(P-17741/93.A.4317)
547 510	(P-35-A-6340)	n	800 410	f	(P-14831/93.A.4422)	615, 410	f	(P-17741/93.A.4317)
547 510	(P-35-A-6340)	n	800 420	f	(P-14831/93.A.4422)	615, 420	f	(P-17741/93.A.4317)
547 510	(P-35-A-6340)	n	800 430	f	(P-14831/93.A.4422)	615, 430	f	(P-17741/93.A.4317)
547 510	(P-35-A-6340)	n	800 440	f	(P-14831/93.A.4422)	615, 440	f	(P-17741/93.A.4317)
547 510	(P-35-A-6340)	n	800 450	f	(P-14831/93.A.4422)	615, 450	f	(P-17741/93.A.4317)
547 510	(P-35-A-6340)	n	800 460	f	(P-14831/93.A.4422)	615, 460	f	(P-17741/93.A.4317)
547 510	(P-35-A-6340)	n	800 470	f	(P-14831/93.A.4422)	615, 470	f	(P-17741/93.A.4317)
547 510	(P-35-A-6340)	n	800 480	f	(P-14831/93.A.4422)	615, 480	f	(P-17741/93.A.4317)
547 510	(P-35-A-6340)	n	800 490	f	(P-14831/93.A.4422)	615, 490	f	(P-17741/93.A.4317)
547 510	(P-35-A-6340)	n	800 500	f	(P-14831/93.A.4422)	615, 500	f	(P-17741/93.A.4317)
547 510	(P-35-A-6340)	n	800 510	f	(P-14831/93.A.4422)	615, 510	f	(P-17741/93.A.4317)
547 510	(P-35-A-6340)	n	800 520	f	(P-14831/93.A.4422)	615, 520	f	(P-17741/93.A.4317)
547 510	(P-35-A-6340)	n	800 530	f	(P-14831/93.A.4422)	615, 530	f	(P-17741/93.A.4317)
547 510	(P-35-A-6340)	n	800 540	f	(P-14831/93.A.4422)	615, 540	f	(P-17741/93.A.4317)
547 510	(P-35-A-6340)	n	800 550	f	(P-14831/93.A.4422)	615, 550	f	(P-17741/93.A.4317)
547 510	(P-35-A-6340)	n	800 560	f	(P-14831/93.A.4422)	615, 560	f	(P-17741/93.A.4317)
547 510	(P-35-A-6340)	n	800 570	f	(P-14831/93.A.4422)	615, 570	f	(P-17741/93.A.4317)
547 510	(P-35-A-6340)	n	800 580	f	(P-14831/93.A.4422)	615, 580	f	(P-17741/93.A.4317)
547 510	(P-35-A-6340)	n	800 590	f	(P-14831/93.A.4			

Volume 18, Issue #24

ILLINOIS REGISTER

SECTIONS AFFECTED INDEX

June 17, 1994

[Title 77, cont.]			690.570	ann	(P-1691)	960.70	n	(P-2180)
665.310	ann	(P-2697/93.A.4296)	690.590	ann	(P-1691)	960.80	n	(P-2180)
665.420	ann	(P-2697/93.A.4296)	690.600	ann	(P-1691)	960.90	n	(P-2180)
665.430	ann	(P-2697/93.A.4296)	690.610	ann	(P-1691)	960.100	n	(P-2205)
665.510	ann	(P-2697/93.A.4296)	690.630	ann	(P-1691)	960.110	n	(P-2205)
665.610	ann	(P-2697/93.A.4296)	690.640	ann	(P-1691)	960.120	n	(P-2205)
665.620	ann	(P-2697/93.A.4296)	690.650	ann	(P-1691)	960.130	n	(P-2205)
665.630	ann	(P-2697/93.A.4296)	690.660	ann	(P-1691)	960.210	n	(P-2180)
665.640	ann	(P-2697/93.A.4296)	690.670	ann	(P-1691)	960.230	r	(P-2180)
665.Ap.B	ann	(P-2697/93.A.4296)	690.710	ann	(P-1691)	960.240	r	(P-2180)
672.100	ann	(P-1222/93.A.2450)	690.725	n	(P-1691)	960.250	r	(P-2180)
672.105	ann	(P-1222/93.A.2450)	690.730	n	(P-1691)	960.310	r	(P-2180)
672.115	ann	(P-1222/93.A.2450)	690.900	ann	(P-1691)	960.320	r	(P-2180)
672.210	ann	(P-1222/93.A.2450)	690.1000	ann	(P-1691)	960.330	r	(P-2180)
672.220	ann	(P-1222/93.A.2450)	690.1010	ann	(P-1691)	960.340	r	(P-2180)
672.225	ann	(P-1222/93.A.2450)	690.1200	ann	(P-1691)	960.350	r	(P-2180)
672.300	ann	(P-1222/93.A.2450)	690.1210	ann	(P-1691)	1100.670	ann	(P-12606/93.A.2886)
672.310	ann	(P-1222/93.A.2450)	690.1210	ann	(P-1691)	1100.740	ann	(P-12606/93.A.2886)
672.315	ann	(P-1222/93.A.2450)	690.1210	ann	(P-1691)	1100.740	ann	(P-12606/93.A.2886)
672.415	ann	(P-1222/93.A.2450)	692.Ap.A	ann	(P-2590/93.A.1427)	1110.1810	ann	(P-8144/93.A.8448)
672.415	ann	(P-1222/93.A.2450)	692.Ap.A	ann	(P-2590/93.A.1427)	1110.1830	ann	(P-12593/93.A.2993)
672.415	ann	(P-1222/93.A.2450)	692.Ap.A	ann	(P-2590/93.A.1427)	1110.1830	ann	(P-12593/93.A.2993)
672.420	ann	(P-1222/93.A.2450)	693.15	ann	(P-8850)	1110.2510	n	(P-8149/93.A.8455)
672.425	ann	(P-1222/93.A.2450)	693.30	ann	(P-8850)	1110.2520	n	(P-8149/93.A.8455)
672.435	ann	(P-1222/93.A.2450)	693.30	ann	(P-8848)	1110.2530	n	(P-8149/93.A.8455)
672.440	ann	(P-1222/93.A.2450)	697.200	ann	(P-8848)	1110.2540	n	(P-8149/93.A.8455)
672.450	ann	(P-1222/93.A.2450)	697.210	ann	(P-8848)	1110.2550	n	(P-8149/93.A.8455)
672.505	ann	(P-1222/93.A.2450)	697.220	ann	(P-8848)	1130.140	ann	(P-8867)
672.510	ann	(P-1222/93.A.2450)	697.220	ann	(P-8848)	1130.140	ann	(P-8867)
672.515	ann	(P-1222/93.A.2450)	790.10	n	(P-3205/E.3778)	1130.210	ann	(P-8867)
672.520	ann	(P-1222/93.A.2450)	790.20	n	(P-3205/E.3778)	1130.310	ann	(P-8867)
672.600	ann	(P-1222/93.A.2450)	790.40	n	(P-3205/E.3778)	1130.520	ann	(P-8867)
672.605	ann	(P-1222/93.A.2450)	790.40	n	(P-3205/E.3778)	1130.525	ann	(P-8867)
672.610	ann	(P-1222/93.A.2450)	790.50	n	(P-3205/E.3778)	1130.530	ann	(P-8867)
672.615	ann	(P-1222/93.A.2450)	790.50	n	(P-3205/E.3778)	1130.570	ann	(P-8867)
672.620	ann	(P-1222/93.A.2450)	790.60	n	(P-3205/E.3778)	1130.650	ann	(P-8867)
672.645	ann	(P-1222/93.A.2450)	790.65	n	(P-3205/E.3778)	1130.710	ann	(P-8867)
672.645	ann	(P-1222/93.A.2450)	790.65	n	(P-3205/E.3778)	1130.720	ann	(P-8867)
672.650	ann	(P-1222/93.A.2450)	790.100	n	(P-3205/E.3778)	1130.730	ann	(P-8867)
672.660	ann	(P-1222/93.A.2450)	790.120	n	(P-3205/E.3778)	1130.740	ann	(P-8867)
672.665	ann	(P-1222/93.A.2450)	790.140	n	(P-3205/E.3778)	1130.750	ann	(P-8867)
690.100	ann	(P-1691)	790.160	n	(P-3205/E.3778)	1130.760	ann	(P-8867)
690.110	ann	(P-1691)	790.180	n	(P-3205/E.3778)	1130.770	ann	(P-8867)
690.200	ann	(P-1691)	790.200	n	(P-3205/E.3778)	1130.780	ann	(P-8867)
690.300	ann	(P-1691)	790.220	n	(P-3205/E.3778)	1130.790	ann	(P-8867)
690.310	ann	(P-1691)	790.240	n	(P-3205/E.3778)	1130.800	ann	(P-8867)
690.320	ann	(P-1691)	790.260	n	(P-3205/E.3778)	1400.10	ann	(P-4538)
690.330	ann	(P-1691)	790.280	n	(P-3205/E.3778)	1400.30	ann	(P-4538)
690.350	ann	(P-1691)	790.300	n	(P-3205/E.3778)	1400.110	ann	(P-4538)
690.365	ann	(P-1691)	790.320	n	(P-3205/E.3778)	1400.110	ann	(P-4538)
690.370	ann	(P-1691)	845.10	ann	(P-8021)	1400.Tb.A	r	(P-4538)
690.390	ann	(P-1691)	845.12	n	(P-8021)	2090.20	ann	(P-5029.C.8731)
690.400	ann	(P-1691)	845.26	ann	(P-8021)	2090.35	ann	(P-5029.C.8731)
690.410	ann	(P-1691)	845.28	ann	(P-8021)	2090.40	ann	(P-5029.C.8731)
690.420	ann	(P-1691)	845.29	ann	(P-8021)	2090.70	ann	(P-5029.C.8731)
690.460	ann	(P-1691)	845.31	ann	(P-8021)	2090.100	ann	(P-5029.C.8731)
690.460	ann	(P-1691)	845.31	ann	(P-8021)	2090.110	ann	(P-5029.C.8731)
690.475	ann	(P-1691)	845.33	ann	(P-8021)	2510.050	ann	(P-18944/93.A.5300)
690.480	ann	(P-1691)	845.33	ann	(P-8021)	2510.055	ann	(P-18944/93.A.5300)
690.490	ann	(P-1691)	845.50	ann	(P-8021)	2510.70	ann	(P-18944/93.A.5300)
690.495	ann	(P-1691)	845.Ap.A	ann	(P-8021)	2510.Ap.B	ann	(P-18944/93.A.5300)
690.505	ann	(P-1691)	960.10	n	(P-2180)	2510.Ap.C	ann	(P-18944/93.A.5300)
690.510	ann	(P-1691)	960.20	n	(P-2180)	2510.Ap.D	ann	(P-18944/93.A.5300)
690.530	ann	(P-1691)	960.30	n	(P-2180)	2510.Ap.E	ann	(P-18944/93.A.5300)
690.540	ann	(P-1691)	960.40	n	(P-2180)	2530.Ap.B	ann	(P-8274)
690.560	ann	(P-1691)	960.60	n	(P-2180)	2530.Ap.B	ann	(P-8274)

ILLINOIS REGISTER

Time (s, cont.)	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100	101	102	103	104	105	106	107	108	109	110	111	112	113	114	115	116	117	118	119	120	121	122	123	124	125	126	127	128	129	130	131	132	133	134	135	136	137	138	139	140	141	142	143	144	145	146	147	148	149	150	151	152	153	154	155	156	157	158	159	160	161	162	163	164	165	166	167	168	169	170	171	172	173	174	175	176	177	178	179	180	181	182	183	184	185	186	187	188	189	190	191	192	193	194	195	196	197	198	199	200	201	202	203	204	205	206	207	208	209	210	211	212	213	214	215	216	217	218	219	220	221	222	223	224	225	226	227	228	229	230	231	232	233	234	235	236	237	238	239	240	241	242	243	244	245	246	247	248	249	250	251	252	253	254	255	256	257	258	259	260	261	262	263	264	265	266	267	268	269	270	271	272	273	274	275	276	277	278	279	280	281	282	283	284	285	286	287	288	289	290	291	292	293	294	295	296	297	298	299	300	301	302	303	304	305	306	307	308	309	310	311	312	313	314	315	316	317	318	319	320	321	322	323	324	325	326	327	328	329	330	331	332	333	334	335	336	337	338	339	340	341	342	343	344	345	346	347	348	349	350	351	352	353	354	355	356	357	358	359	360	361	362	363	364	365	366	367	368	369	370	371	372	373	374	375	376	377	378	379	380	381	382	383	384	385	386	387	388	389	390	391	392	393	394	395	396	397	398	399	400	401	402	403	404	405	406	407	408	409	410	411	412	413	414	415	416	417	418	419	420	421	422	423	424	425	426	427	428	429	430	431	432	433	434	435	436	437	438	439	440	441	442	443	444	445	446	447	448	449	450	451	452	453	454	455	456	457	458	459	460	461	462	463	464	465	466	467	468	469	470	471	472	473	474	475	476	477	478	479	480	481	482	483	484	485	486	487	488	489	490	491	492	493	494	495	496	497	498	499	500	501	502	503	504	505	506	507	508	509	510	511	512	513	514	515	516	517	518	519	520	521	522	523	524	525	526	527	528	529	530	531	532	533	534	535	536	537	538	539	540	541	542	543	544	545	546	547	548	549	550	551	552	553	554	555	556	557	558	559	560	561	562	563	564	565	566	567	568	569	570	571	572	573	574	575	576	577	578	579	580	581	582	583	584	585	586	587	588	589	590	591	592	593	594	595	596	597	598	599	600	601	602	603	604	605	606	607	608	609	610	611	612	613	614	615	616	617	618	619	620	621	622	623	624	625	626	627	628	629	630	631	632	633	634	635	636	637	638	639	640	641	642	643	644	645	646	647	648	649	650	651	652	653	654	655	656	657	658	659	660	661	662	663	664	665	666	667	668	669	670	671	672	673	674	675	676	677	678	679	680	681	682	683	684	685	686	687	688	689	690	691	692	693	694	695	696	697	698	699	700	701	702	703	704	705	706	707	708	709	710	711	712	713	714	715	716	717	718	719	720	721	722	723	724	725	726	727	728	729	730	731	732	733	734	735	736	737	738	739	740	741	742	743	744	745	746	747	748	749	750	751	752	753	754	755	756	757	758	759	760	761	762	763	764	765	766	767	768	769	770	771	772	773	774	775	776	777	778	779	780	781	782	783	784	785	786	787	788	789	790	791	792	793	794	795	796	797	798	799	800	801	802	803	804	805	806	807	808	809	810	811	812	813	814	815	816	817	818	819	820	821	822	823	824	825	826	827	828	829	830	831	832	833	834	835	836	837	838	839	840	841	842	843	844	845	846	847	848	849	850	851	852	853	854	855	856	857	858	859	860	861	862	863	864	865	866	867	868	869	870	871	872	873	874	875	876	877	878	879	880	881	882	883	884	885	886	887	888	889	890	891	892	893	894	895	896	897	898	899	900	901	902	903	904	905	906	907	908	909	910	911	912	913	914	915	916	917	918	919	920	921	922	923	924	925	926	927	928	929	930	931	932	933	934	935	936	937	938	939	940	941	942	943	944	945	946	947	948	949	950	951	952	953	954	955	956	957	958	959	960	961	962	963	964	965	966	967	968	969	970	971	972	973	974	975	976	977	978	979	980	981	982	983	984	985	986	987	988	989	990	991	992	993	994	995	996	997	998	999	1000
	1375.30	1375.31	1375.32	1375.33	1375.34	1375.35	1375.36	1375.37	1375.38	1375.39	1375.40	1375.41	1375.42	1375.43	1375.44	1375.45	1375.46	1375.47	1375.48	1375.49	1375.50	1375.51	1375.52	1375.53	1375.54	1375.55	1375.56	1375.57	1375.58	1375.59	1375.60	1375.61	1375.62	1375.63	1375.64	1375.65	1375.66	1375.67	1375.68	1375.69	1375.70	1375.71	1375.72	1375.73	1375.74	1375.75	1375.76	1375.77	1375.78	1375.79	1375.80	1375.81	1375.82	1375.83	1375.84	1375.85	1375.86	1375.87	1375.88	1375.89	1375.90	1375.91	1375.92	1375.93	1375.94	1375.95	1375.96	1375.97	1375.98	1375.99	1376.00	1376.01	1376.02	1376.03	1376.04	1376.05	1376.06	1376.07	1376.08	1376.09	1376.10	1376.11	1376.12	1376.13	1376.14	1376.15	1376.16	1376.17	1376.18	1376.19	1376.20	1376.21	1376.22	1376.23	1376.24	1376.25	1376.26	1376.27	1376.28	1376.29	1376.30	1376.31	1376.32	1376.33	1376.34	1376.35	1376.36	1376.37	1376.38	1376.39	1376.40	1376.41	1376.42	1376.43	1376.44	1376.45	1376.46	1376.47	1376.48	1376.49	1376.50	1376.51	1376.52	1376.53	1376.54	1376.55	1376.56	1376.57	1376.58	1376.59	1376.60	1376.61	1376.62	1376.63	1376.64	1376.65	1376.66	1376.67	1376.68	1376.69	1376.70	1376.71	1376.72	1376.73	1376.74	1376.75	1376.76	1376.77	1376.78	1376.79	1376.80	1376.81	1376.82	1376.83	1376.84	1376.85	1376.86	1376.87	1376.88	1376.89	1376.90	1376.91	1376.92	1376.93	1376.94	1376.95	1376.96	1376.97	1376.98	1376.99	1377.00	1377.01	1377.02	1377.03	1377.04	1377.05	1377.06	1377.07	1377.08	1377.09	1377.10	1377.11	1377.12	1377.13	1377.14	1377.15	1377.16	1377.17	1377.18	1377.19	1377.20	1377.21	1377.22	1377.23	1377.24	1377.25	1377.26	1377.27	1377.28	1377.29	1377.30	1377.31	1377.32	1377.33	1377.34	1377.35	1377.36	1377.37	1377.38	1377.39	1377.40	1377.41	1377.42	1377.43	1377.44	1377.45	1377.46	1377.47	1377.48	1377.49	1377.50	1377.51	1377.52	1377.53	1377.54	1377.55	1377.56	1377.57	1377.58	1377.59	1377.60	1377.61	1377.62	1377.63	1377.64	1377.65	1377.66	1377.67	1377.68	1377.69	1377.70	1377.71	1377.72	1377.73	1377.74	1377.75	1377.76	1377.77	1377.78	1377.79	1377.80	1377.81	1377.82	1377.83	1377.84	1377.85	1377.86	1377.87	1377.88	1377.89	1377.90	1377.91	1377.92	1377.93	1377.94	1377.95	1377.96	1377.97	1377.98	1377.99	1378.00	1378.01	1378.02	1378.03	1378.04	1378.05	1378.06	1378.07	1378.08	1378.09	1378.10	1378.11	1378.12	1378.13	1378.14	1378.15	1378.16	1378.17	1378.18	1378.19	1378.20	1378.21	1378.22	1378.23	1378.24	1378.25	1378.26	1378.27	1378.28	1378.29	1378.30	1378.31	1378.32	1378.33	1378.34	1378.35	1378.36	1378.37	1378.38	1378.39	1378.40	1378.41	1378.42	1378.43	1378.44	1378.45	1378.46	1378.47	1378.48	1378.49	1378.50	1378.51	1378.52	1378.53	1378.54	1378.55	1378.56	1378.57	1378.58	1378.59	1378.60	1378.61	1378.62	1378.63	1378.64	1378.65	1378.66	1378.67	1378.68	1378.69	1378.70	1378.71	1378.72	1378.73	1378.74	1378.75	1378.76	1378.77	1378.78	1378.79	1378.80	1378.81	1378.82	1378.83	1378.84	1378.85	1378.86	1378.87	1378.88	1378.89	1378.90	1378.91	1378.92	1378.93	1378.94	1378.95	1378.96	1378.97	1378.98	1378.99	1379.00	1379.01	13																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																			

1111